



**TOWN OF MANSFIELD  
TOWN COUNCIL MEETING  
Monday, December 14, 2009  
COUNCIL CHAMBERS  
AUDREY P. BECK MUNICIPAL BUILDING  
7:30 p.m.  
*\*\*Revised 12-12-09\*\****

**AGENDA**

	<b>Page</b>
CALL TO ORDER	
ROLL CALL	
APPROVAL OF MINUTES .....	1
OPPORTUNITY FOR PUBLIC TO ADDRESS THE COUNCIL	
TOWN MANAGER'S REPORT	
OLD BUSINESS	
1. Uconn Landfill, Long-Term Monitoring Program (Item #3, 08-24-09 Agenda) .....	25
2. Community/Campus Relations (Item #3, 10-26-09 Agenda) .....	33
3. Community Water and Wastewater Issues (Item #5, 10-26-09 Agenda) (No Attachment)	
NEW BUSINESS	
4. Agreement between Regional School District #19 Board of Education and Regional School District #19 Administrators Association .....	71
5. Town Council Orientation, Budget and Finance .....	95
6. Presentation: Revaluation 2009 .....	97
7. Town Council Orientation, Goal Setting .....	99
8. Committee Appointments .....	101
QUARTERLY REPORTS (to be distributed)	
DEPARTMENTAL AND COMMITTEE REPORTS .....	105
REPORTS OF COUNCIL COMMITTEES	
REPORTS OF COUNCIL MEMBERS	
PETITIONS, REQUESTS AND COMMUNICATIONS	
9. E. Paterson re: FY 2010/11 Budget .....	145
10. E. Paterson/M. Hart re: World War II Veterans Recognition Ceremony .....	147
11. M. Hart re: Recognition Agreement with United Public Service Employees Union (UPSEU) .....	149

12. M. Hart re: Committee Appointments .....	151
13. L. Hultgren re: CPI Decrease for Single-Family Garbage/Recycling Collection Contract .....	155
14. G. Padick re: Proposed telecommunication tower, Daleville Road, Willington.....	157
15. C. Trahan re: Invoice for Legal Services.....	167
16. ACLU re: Political Sign Regulations.....	189
17. J. Saddlemire re: Mansfield Walkways .....	195
18. University of Connecticut New Social Sciences & Classroom Buildings – Sustainable Project Summary.....	197
19. <u>Chronicle</u> “Council takes vote on sewer group again” – 11/24/09 .....	205
20. <u>Chronicle</u> “Déjà vu all over again for Paterson and Haddad” – 11/24/09 .....	207
21. <u>Chronicle</u> “Demand for help high in Mansfield” – 11/28/09 .....	209
22. <u>Chronicle</u> “Editorial: We offer these threads, needles” – 12/7/09 .....	211
23. <u>Chronicle</u> “Funding sought to fight drunken drivers” – 12/3/09 .....	213
24. <u>Chronicle</u> “Hart’s contract extended to 2012” – 12/2/09.....	215
25. <u>Chronicle</u> “Letter to the Editor” – 11/18/09 .....	217
26. <u>Chronicle</u> “Mansfield council to choose leaders” – 11/23/09 .....	219
27. <u>Chronicle</u> “Mansfield firefighters agree to contract” – 11/18/09.....	221
28. <u>Chronicle</u> “Mansfield re-appoints current town attorneys” – 12/1/09 .....	223
29. <u>Chronicle</u> “School project is more costly” – 11/18/09 .....	225
30. <u>Chronicle</u> “State ACLU: Mansfield sign rules are illegal” – 12/1/09 .....	227
31. <u>Chronicle</u> “State cuts force Mansfield to pinch pennies” – 11/30/09 .....	229
32. <u>Hartford Courant</u> “ACLU says Mansfield lawn sign rules...” – 12/1/09 .....	231
33. <u>Mansfield Today</u> “Costs rising for MMS fuel conversion project” – 11/21/09 .....	233
34. <u>Mansfield Today</u> “Grant would help DUI enforcement, Spring...” – 12/3/09.....	235
35. <u>Mansfield Today</u> “Group looking at Four Corners development...” – 11/24/09.....	237
36. <u>Mansfield Today</u> “Mansfield firefighters agree to contract...” – 11/20/09.....	239
37. <u>Mansfield Today</u> “Paterson chosen for 6 <sup>th</sup> term as Mayor...” – 11/24/09.....	241
38. <u>Mansfield Today</u> “Town Manager’s contract includes one-year...” – 12/3/09 .....	243
39. B. Silva re: Contract Settlement – Reg. School District #19 Administrators Association.....	245

OPPORTUNITY FOR PUBLIC TO ADDRESS THE COUNCIL

FUTURE AGENDAS

EXECUTIVE SESSION

ADJOURNMENT

SPECIAL MEETING-MANSFIELD TOWN COUNCIL

October 26, 2009

**DRAFT**

Mayor Elizabeth Paterson called the special meeting of the Mansfield Town Council to order at 7:00 p.m. in Council Chambers of the Audrey P. Beck Building

I. CALL TO ORDER

Present: Clouette, Haddad, Koehn, Lindsey, Nesbitt, Paterson, Paulhus, Schaefer

I. Recognition of outgoing Council Members

Mayor Elizabeth Paterson and Deputy Mayor Gregory Haddad recognized outgoing Council members Bruce Clouette and Helen Koehn and former Councilor Alison Whitham Blair and thanked them for all their contributions to the Council and the Town.

II. ADJOURNMENT

The meeting was adjourned at 7:20 p.m.

Elizabeth Paterson, Mayor

Mary Stanton, Town Clerk

SPECIAL MEETING-MANSFIELD TOWN COUNCIL

November 16, 2009

**DRAFT**

Town Clerk Mary Stanton called the special meeting of the Mansfield Town Council to order at 7:30 p.m. in the Buchanan Auditorium of the Mansfield Library. Prior to the call to order the Town Clerk administered the oath of office to Councilors Gregory Haddad, Peter Kochenburger, Meredith Lindsey, Antonia Moran, Elizabeth Paterson, Christopher Paulhus, William Ryan and Carl Schaefer.

I. CALL TO ORDER

Present: Haddad, Kochenburger, Lindsey, Moran, Paterson, Paulhus, Ryan Schaefer

Mr. Haddad moved and Mr. Ryan seconded to appoint Ms. Paterson as the Chair for the special meeting. Motion was unanimously approved.

Mr. Haddad moved and Ms. Moran seconded to recess the meeting and move into executive session to discuss matters of Personnel in accordance with CGS §1-200(6). Motion passed by all.

III. EXECUTIVE SESSION

Discussion of Personnel in accordance with CGS §1-200(6)

Present: Haddad, Kochenburger, Lindsey, Moran, Paterson, Paulhus, Ryan Schaefer

Also included: Town Manager Matthew Hart

II. ADJOURNMENT

The Council reconvened in public session.

Mr. Paulhus moved and Ms. Lindsey seconded to adjourn the meeting.

Motion to adjourn passed unanimously.

Elizabeth Paterson, Chair

Mary Stanton, Town Clerk

November 16, 2009



## REGULAR MEETING-MANSFIELD TOWN COUNCIL

November 23, 2009

### DRAFT

Town Clerk Mary Stanton called the regular meeting of the Mansfield Town Council to order at 7:30 p.m. in the Council Chambers of the Audrey P. Beck Building. The Town Clerk administered the oath of office to Councilor-elect Denise Keane.

The Town Clerk asked for nominations for the position of Mayor. Ms. Keane nominated Gregory Haddad and Mr. Ryan nominated Elizabeth Paterson. Ms. Keane, Mr. Paulhus and Ms. Lindsey voted in support of Mr. Haddad. Ms. Moran, Mr. Ryan, Mr. Schaefer and Mr. Kochenburger voted in support of Ms. Paterson. Ms. Paterson was declared Mayor.

Mayor Paterson assumed the Chair.

Mayor Paterson asked for nominations for the position of Deputy Mayor. Mr. Ryan nominated Gregory Haddad and Ms. Lindsey nominated Christopher Paulhus. Following a vote Mr. Haddad was declared Deputy Mayor.

#### I. ROLL CALL

Present: Keane, Kochenburger, Lindsey, Moran, Paterson, Paulhus, Ryan, Schaefer

#### II. APPROVAL OF MINUTES

Mr. Paulhus moved and Mr. Ryan seconded a motion to approve the minutes of the October 26, 2009 regular meeting. Motion passed unanimously.

#### III. OPPORTUNITY FOR PUBLIC TO ADDRESS THE COUNCIL

Ric Hossack, Middle Turnpike, congratulated the Council members on their election and requested they focus on the following issues: making the Community Center accessible to all residents at no additional cost, expediting the Four Corners Project and disbanding the Ethics Board. (Statement attached)

Gene Nesbitt, Wormwood Hill Road, urged the Council to allow the Four Corners Sewer Advisory Committee to move forward as originally charged. Mr. Nesbitt outlined the Committee's work on the issue of water noting that he believes it is impractical to separate water and sewer in this area.

Betty Wassmundt, Old Turnpike Road, discussed aspects of the Town Manager's proposed contract. (Statement attached)

Mike Sikoski, Wildwood Road, asked the Council to review the Ethics Board and suggested the change to the Town Manager's contract be called a salary increase. Mr. Sikoski also suggested that Town policies reflect the wishes of the Council and not an endorsement of current practices.

IV. TOWN MANAGER'S REPORT

Attached

The Town Manager reported the School Building Committee would like to invite the Council and the Board of Education to a joint meeting on December 14<sup>th</sup> at 6:00 p.m. This meeting will be held prior to the regularly scheduled Town Council meeting.

The Town Manager recognized Gene Nesbitt, thanked him for his work on the Council and commended his efforts on many important issues. Mayor Paterson joined the Town Manager in his remarks.

V. OLD BUSINESS

1. Parking Steering Committee Appointment

Mr. Paulhus moved and Ms. Lindsey seconded to approve the following:

Resolved, to appoint the following members to the Storrs Center Parking Steering committee:

Paul Aho, Windham Region Transit District Board of Directors  
Melinda Perkins (alternate), Windham Region Transit District  
Administrator

Motion passed unanimously.

2. Four Corners Sewer Advisory Committee

Ms. Lindsey moved and Mr. Paulhus seconded to adopt the resolution to clarify the charges of the Four Corners Sewer Advisory Committee established October 14, 2008.

RESOLUTION TO CLARIFY THE CHARGES TO THE FOUR CORNERS  
SEWER ADVISORY COMMITTEE ESTABLISHED OCTOBER 14, 2008

BE IT RESOLVED THAT:

1. The Four Corners Sewer Advisory Committee shall be renamed the Four Corners Sewer and Water Advisory Committee
2. The Committee will continue to perform the duties as outlined in the Committee charges date October 14, 2008
3. The Committee will continue to disseminate information to Mansfield Residents through public informational meetings, workshops, Town web sites and other modes as deemed timely and appropriate.
4. The Committee may assist the staff and will participate in discussions concerning sewer, water and economic development issues that have a direct impact on the Four Corners area.
5. The Committee will disseminate information of its discussions in a timely and appropriate manner (i.e. minutes, workshops, memos,

town web site) to all Town Boards and Commissions with an interest or statutory responsibility to items discussed.

AND FURTHER

That this resolution shall be appended to the Resolution establishing the Four Corners Sewer Advisory Committee and shall replace the Resolution to Clarify the Issue Charge to the Advisory Committee for the Four Corners Sewer Planning project dated October 13, 2009.

That a proposed plan of action of Committee activities dated October 28, 2009 shall be appended to this Resolution.

Members discussed the role of the Department of Environmental Protection regarding the need to remediate the sewer situation in the Four Corners area, the role of the Advisory Committee and the benefits of including infrastructure for water during this process. Director of Public Works Lon Hultgren updated the Council on the efforts of the staff and stated that as long as the Town is actively working on the problem DEP will allow them to continue.

Motion to approve the resolution passed with all in favor except Ms. Moran who abstained.

Mr. Schaefer moved and Mr. Kochenburger seconded to refer the issue of membership on the Four Corners Sewer Advisory Committee to the Committee on Committees.

Motion passed unanimously.

In response to a question by Ms. Keane, the Mayor noted that the present membership would continue until the Committee on Committees makes a recommendation and the Council acts on that recommendation.

VI. NEW BUSINESS

3. Meetings of the Town Council

Mr. Schaefer moved and Mr. Paulhus seconded to approve the following:

RESOLVED: Pursuant to Section 302 of the Town Charter, the Town Council shall meet regularly on the second and fourth Mondays of every month at 7:30 p.m. in the Council Chambers of the Audrey P. Beck Building. The schedule of meetings for 2010, as provided by the Town Clerk, is hereby approved.

RESOLVED: Pursuant to Section 302 of the Town Charter the Town Council shall provide methods for the calling of special meetings. Special meetings of the Town Council may be called by the Mayor, or on the written request of at least three members of the Council, filed with the offices of the Town Manager and Town Clerk not less than 36 hours

(excluding Saturday, Sunday, legal holidays and any day on which the Office of the Town Clerk is officially closed) in advance of such meeting, which request must specify the date and time and business to be transacted, and copies of this notice shall be served by mail or personally upon each Council member and the Town Manager or left at their usual place of abode at least 24 hours prior thereto.

RESOLVED: Emergency Special Meetings may be called by the Mayor or the Town Manager in case of an emergency with at least two hours notice given to Council members, without complying with the posting of notice requirement, but a copy of the minutes of every such Emergency Special Meeting shall be filed with the Town Clerk not later than 72 hours following the holding of such meeting in accordance with the Freedom of Information Act, C.G.S. section 1-225 (d).

Motion passed unanimously.

#### 4. Rules of Procedure

Mr. Paulhus moved and Ms. Keane seconded to approve the following:

BE IT RESOLVED, that under the authority of Section C302 of the Town Charter, the Town Council of the Town of Mansfield does hereby establish its Rules of Procedure as follows. These rules are in effect for the term of office of the Council and shall be adopted at the organizational meeting. Procedural matters not covered by the Town Charter or these Rules of Procedure will be determined by the Mayor, or by the Deputy Mayor in the absence of the Mayor, in accordance with "Robert's Rules of Order, Newly Revised."

Motion passed unanimously.

Mr. Paulhus moved and Ms. Keane seconded to refer the Town Council Rules of Procedure to the Personnel Committee for review.

Motion passed unanimously.

#### 5. Town Council Orientation

Town Manager Matthew Hart and Assistant to the Town Manager Maria Capriola presented an overview of general town government in the first of a three-part orientation for the new Council.

#### 6. Appointment of Town Attorney

Mr. Paulhus moved and Mr. Ryan seconded to approve the following:

RESOLVED: Pursuant to Section C305 of the Mansfield Charter, to appoint Attorneys O'Brien and Johnson as Town Attorney, for a term commencing on December 3, 2009 and ending on December 8, 2011, and to authorize the Town Manager to execute the proposed Retainer

Agreement between the Town of Mansfield and Attorneys O'Brien and Johnson.

Members discussed the need to request bids from a number of attorneys in the future, the Charter requirement to appoint a town attorney within a month of the election, the excellent work Attorney O' Brien has provided to the Town at a reasonable cost, the process used to determine the amount of the retainer and the availability of supporting documentation for that determination.

Ms. Lindsey noted the term on the contract should be from December 3, 2009 to December 8, 2011. The Town Manager will include the change.

The motion passed with Kochenburger, Moran, Paterson, Ryan and Schaefer in favor and Keane, Lindsey and Paulhus opposed.

7. Town Manager's Employment Agreement

Mr. Paulhus moved and Mr. Ryan seconded to approve the following:

Resolved, to authorize the Mayor to execute the Town Manager Employment Agreement between the Town of Mansfield, Connecticut and Matthew W. Hart, for an initial period of three years from December 1, 2009 until November 20, 2012.

Motion passed unanimously.

8. 2010 Child Day Care Application

Mr. Schaefer moved and Ms. Keane seconded to approve the following:

Resolved, that the Town Manager, Matthew W. Hart, is empowered to enter into or amend contractual instruments in the name and on behalf of the Town of Mansfield with the Department of Social Services of the State of Connecticut for a Child Day Care program if such agreement is offered and to have the corporate seal affixed to all documents required as part of any offered agreement.

Motion passed unanimously.

9. FY 2010 Comprehensive DUI Enforcement Program

Mr. Schaefer moved and Mr. Ryan seconded, effective November 23, 2009, to authorize the Town Manager, Matthew W. Hart, to submit a grant application to the Connecticut Department of Transportation, Division of Highway Safety, for \$24,800 to be dedicated to police overtime for D.U.I. and related motor vehicle enforcement, and to process any related grant paperwork.

Motion passed unanimously.

10. Community Energy Savings Project – Cooperative Grant Application

Ms. Lindsey moved and Ms. Keane seconded, to authorize the Town Manager to submit an application in the name and on behalf of the Town of Mansfield to the US Department of Energy for a Department of Energy Competitive Block Grant.

Motion passed unanimously.

VII. DEPARTMENTAL AND COMMITTEE REPORTS

No comments

VIII. REPORTS OF COUNCIL COMMITTEES

Mayor Paterson will consult with Deputy Mayor Gregory Haddad and announce the committee assignments and chairs next week.

IX. REPORTS OF COUNCIL MEMBERS

Mr. Paulhus attended the Community Center anniversary event and noted Parks and Recreation Director Curt Vincente presented an excellent explanation of the current status of the Center.

Ms. Lindsey reported that the Parking Steering Committee had its first meeting at which parking consultant Andy Hill made a presentation. Karla Fox will serve as the Chair of the Committee and Ms. Lindsey as Vice-Chair.

X. PETITIONS, REQUEST AND COMMUNICATIONS

11. J. Norman re: Sustainable Development
12. Freedom of Information Guidelines for Boards, Commissions, and Committees
13. State of Connecticut Department of Transportation re: State Matching Grant Program Application
14. State of Connecticut Office of Policy and Management re: Estimates of State Formula Aid to Municipalities
15. CCM Legislative Update
16. Chronicle "\$3.46M in projects to be decided in Mansfield" – 10/31/09
17. Chronicle "Editorial: We offer these threads, needles" – 10/26/09
18. Chronicle "Democrats maintain their control of Mansfield" – 11/15/09
19. Chronicle "Democrats want to maintain edge in Mansfield" – 11/02/09
20. Chronicle "Getting their due" – 10/28/09
21. Chronicle "Letter to the Editor" – 10/21/09
22. Chronicle "Letter to the Editor" – 10/22/09
23. Chronicle "Letter to the Editor" – 10/26/09
24. Chronicle "Letter to the Editor" – 10/29/09
25. Chronicle "Letter to the Editor" – 10/31/09
26. Chronicle "Letter to the Editor" – 11/04/09
27. Chronicle "Letter to the Editor" – 11/11/09

- 28. Chronicle "Mansfield GOP seeks to take over council" – 11/02/09
- 29. Chronicle "Mansfield set to host candidates night" – 10/26/09
- 30. Chronicle "Mansfield to kick off Energy Challenge" – 10/26/09
- 31. Chronicle "Obituary: Dr. Agisilaos John "Pappy" Pappanikou" – 11/10/09
- 32. Chronicle "Recount nets a winner in Mansfield" – 11/06/09
- 33. Chronicle "Recount to decide council seat" – 11/05/09
- 34. Chronicle "Sewer group may study water after all" – 11/04/09
- 35. Chronicle "Storrs Center project adds more businesses to plan" – 11/13/09
- 36. Hartford Courant "Cosimo's Restaurant to join Storrs Center" – 11/10/09
- 37. Mansfield Today "Fire Department contract freezes wages,..." – 10/26/09
- 38. Mansfield Today "Town may require parking permits for..." – 10/22/09
- 39. Reminder News "Kids have Halloween fun at the library" – 10/30/09

XI. OPPORTUNITY FOR PUBLIC TO ADDRESS THE COUNCIL

Ric Hossack, Middle Turnpike Road, stated he feels the Council operated tonight as they have done in the past, without the facts. Mr. Hossack again explained his understanding of the Town Attorney's bills.

Betty Wassmundt, Old Turnpike Road, expressed her disappointment with the approval of the Town Manager's contract. Ms. Wassmundt distributed information regarding the Ethics Board and stated in her opinion the current form of government is not in the public interest.

XIII. FUTURE AGENDAS

No comments

XII. ADJOURNMENT

Mr. Paulhus moved and Ms. Moran seconded to adjourn the meeting at 10:00 p.m.

Motion passed unanimously.

Elizabeth Paterson, Mayor

Mary Stanton, Town Clerk

23 November 2009

To the New council:

Welcome and congratulations on your election to our council. Mansfield is fortunate to have diverse and willing citizens to serve in your capacity. There are a multitude of issues which you will have to decide and I would like to touch on a few that came up over the course of the election.

Many people addressed the issue of the community center. You have all heard me discuss this before so there is no need to discuss now but I would like the council to place on a future agenda discussion of how we can make the community center available to all town residents without additional fees over and above the taxes they already pay.

I would like the council to proceed forward with the Four Corners Sewer and Water Committee with the intent to expedite this project and get it done.

I would suggest that the town council disband the Ethics Committee as it now exists and create an Ethics Board to operate in the town of Mansfield. The current board has been overly tainted by the undue influence of town staff and cannot operate effectively. I have attended many meetings and reviewed minutes and come to this conclusion. I will be glad to discuss this issue at length at anytime in the future.

Again thank you for serving the town of Mansfield and please remember to lower my taxes next year.

Ric Hossack



November 23, 2009

To: Town Council

From: Betty Wassmundt

Please refer to page 41 of your packet and Paterson's statement regarding the town manager's Salary and Deferred Compensation. I'd like to review this.

It is fact that the town manager's contract clearly defines that he receives a salary with all the attendant benefits. It clearly states that he receives an additional \$10,000 payment which is to fund a pension plan provided by a professional organization, the ICMA Organization. It clearly states that the \$10,000 is to be paid directly to this plan. This contract could not be neater, cleaner or clearer and I urge you to leave this portion of the contract as it is.

The **problem** is that town management did **not** comply with this contract. **Town management** treated this money as wages; the result is that this money funds the town, or MERS pension plan, as well as the ICMA plan. This "procedure", I will call it, **devised by town management, did not comply** with the contractual agreement between the town manager and the Town.

It is a fact that this "procedure" has cost the taxpayers of this town \$2100 over the last three years. If you now include this money in wages, you will **continue** this additional cost to the taxpayer.

There has been no **reduction** in the town manager's pension benefit. In fact, the town manager has been **taking** something to which he was not contractually entitled. The honorable thing would be for him to return the \$2100 to the taxpayers of this town and say thank you for the \$10,000 stipend.

You are told that MERS is relying on an outdated statute; it dates to 1949. Does this mean that we should ignore any statute predating 1949? What about marriage laws, traffic laws? Shall we ignore them and say they are outdated? This is a ridiculous statement; you should ignore it.

You are told that school administrators include pension stipends in wages. What should you conclude from this statement? **First**, it's irrelevant; **next** you don't know the terms of the school administrators' contracts. **And**, you don't know if the state pension administrators **know** that pension stipends are being included in wages. Perhaps school administrators use the same "procedure" as our town management. Perhaps the state would object to this "procedure" just as MERS did, **if they knew**.

You are told that this inclusion of the \$10,000 in wages will **not** result in any increased cost to the taxpayer. It will. The taxpayer is due a **decreased** cost, \$700 per year. If you change this contract as proposed, you are **increasing** the cost to the taxpayer.

Remember, back last March when this issue arose, council was told that by putting this money into wages, you would **increase the cost** to the taxpayer. New council members can listen to previous tapes to know that I'm correct in this statement. Now, you're told there is **no increased cost**. There **is** increased cost.

I urge you to represent the citizens of this town; prevent any further loss to them. Continue Section 7. Retirement, of this contract, as it is.

Next, the town manager has negotiated a better severance package. I urge this council to look at section 11 of this contract which deals with voluntary resignation and recognize that **you need** to negotiate a **much better situation** for the people of this town than a 30 day notice. 30 days is not adequate notice for this position.

You should vote **NO** for this contract as it is presented to you.

I request that the Mayor distinctly ask for both an aye, nay and abstain vote when there is a vote on a motion. Often times, I watch a councilor who says nothing during a vote and then I find the vote is reported as unanimous. Also, I request that all councilors clearly respond to a vote so that the public can know who voted and how he/she voted. It is the case that FOIA states that minutes must contain the record of each member's vote. Thank you.

*I request  
this be done.*

**Town Manager's Office  
Town of Mansfield**

# Memo

To: Town Council  
From: Matt Hart, Town Manager *MWH*  
CC: Town Employees  
Date: November 23, 2009  
Re: Town Manager's Report

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Below please find a report regarding various items of interest to the Town Council, staff and the community:

## Budget and Finance

- *Estimates of State Formula Aid to Municipalities* – I refer the Town Council to item #14 in the packet, the recently issued *Estimates of State Formula Aid to Municipalities* prepared by the Office of Policy and Management (OPM). There are a few key concerns here: 1) the FY 2009/10 Pequot-Mohegan grant has been reduced by \$270,847 or 58% from \$466,221 to \$195,374; and 2) state estimates for FY 2010/11 show an approximately 10% decrease in PILOT and flat-funding for other major grants. The revised FY 2009/10 Pequot-Mohegan grant can be attributed in part to a decrease in gaming revenues; staff is working on a recommendation for Council to address this loss in funding for the current year. The FY 2010/11 estimates are somewhat more speculative at this point.

## Council Requests for Information

- *Child and Adult Food Care Program* – Per Council's request, staff has determined that 47 of the 106 children at the Mansfield Discovery Depot qualify as low-income.
- *Tequila Cove* – At the October 26<sup>th</sup> meeting, Council had asked whether we had received reports of any health code violations at the former Tequila Cove Restaurant. The health district does not have any complaints on record since the last inspection conducted in 2007; the restaurant has been closed for some time now.

## Departmental/Division News

- *Mansfield Public Library*
  - On Saturday November 28<sup>th</sup> at 10:30 AM the Mansfield Library will host *Tellabration*, a story time program for families. *Tellabration* is a world wide storytelling event occurring in many locations throughout November. Its purpose is to introduce audiences to the pleasures of the oral art of storytelling. Our guest storyteller is Peg Donovan, who will join with some of her puppet friends to bring tales to life for her listeners. Peg has been delighting audiences throughout New England for many years, and we're looking forward to having her here as our storytelling ambassador! This program is open to all ages, but is particularly recommended for children ages 3-6.
- *Parks and Recreation*
  - The Mansfield Community Center celebrated its sixth anniversary on November 1<sup>st</sup>. Members were treated with a number of give-a-ways during the week for the annual "Member Appreciation Week".
  - The Parks and Recreation hosted the annual "Charter Member Reception" on November 17<sup>th</sup> to thank and recognize major donors, charter members and equipment donors. The reception included a summary of activity during the past year and a review of membership.
  - The Community Center is also in the midst of a fall membership campaign and is about to kick-off three drives for December – "We Want You Back," targeted at former members, "Join Us," designed for all Mansfield residents who have never been a member and "Home for the Holidays/12 Days of Fitness" designed for college students and others who are in the area during the holiday season.

- o The Parks and Recreation Department recently coordinated the installation of a Bird Blind at the Commonfields Bog on Route 195 in Mansfield Center. The project was completed by 14-year-old Eagle Scout Candidate Chan Soo Kim. Labor was provided by the boy scouts, UConn students, and other community volunteers. Materials were funded by the Recreational Trails Program Grant.
- o The Parks and Recreation Department completed the installation of a Rain Garden at River Park. The Rain Garden materials were funded by a grant from the New England Parks Association.
- o November marks the second anniversary of the Teen/Young Adult Social Program for individuals with special needs. In addition to Parks and Recreation Department providing inclusive programming in most other activities, this program serves 12-20 people. The program meets every other Saturday evening, 6-8pm at the Community Center.
- o Seth Mastrocola, part-time Weekend Facility Supervisor for the Mansfield Community Center, will join 700 soldiers being sent to Iraq and Afghanistan to support Operation Iraqi Freedom and Operation Enduring Freedom. They will first depart to their mobilization stations at Camp Atterbury, Indiana and Fort McCoy in Wisconsin before heading overseas. We wish all our best to Seth for a safe return home.

#### Member Organizations

- *Mansfield Downtown Partnership* – Storrs Center has announced that a new letter of intent agreement has been signed with the Cosimo's Restaurant Group for space in the first phase of the project. The Cosimo's Restaurant Group is located in New York State's Hudson Valley and operates five restaurants in the region. With menus based on the concept of "creating traditional yet imaginative New World Italian Cuisine," Cosimo's restaurants offer a "variety of dishes inspired by the winning combination of old world recipes updated with the best fresh new world ingredients." Besides a broad range of appetizers, entrees, and desserts, the restaurants have become a destination for imaginative brick-oven pizzas. Cosimo's joins Campus Cuts and Body Language as the most recent in a series of early commitments to Storrs Center. There are now a total of eight letters of intent for the project.

#### Upcoming Meetings\*

- Traffic Authority, November 24, 2009, 10:30 AM, Conference Room B, Audrey P. Beck Municipal Building
- Mansfield Advisory Committee on the Needs of Persons with Disabilities, November 24, 2009, 2:30PM, Conference Room B, Audrey P. Beck Municipal Building
- Mansfield Advocates for Children, December 2, 2009, 6:00 PM, Council Chambers, Audrey P. Beck Municipal Building
- Ethics Board, December 3, 2009, 4:30 PM, Conference Room B, Audrey P. Beck Municipal Building
- Community Quality of Life Committee, December 3, 2009, 7:30 PM, Council Chambers, Audrey P. Beck Municipal Building
- Planning and Zoning Commission, December 7, 2009, 7:00 PM, Council Chambers, Audrey P. Beck Municipal Building
- Communications Advisory Committee, December 7, 2009, 7:00 PM, Conference Room B, Audrey P. Beck Municipal Building
- Youth Service Bureau Advisory Board, December 8, 2009, 11:30 AM, Conference Room B, Audrey P. Beck Municipal Building
- Town-University Relations Committee, December 8, 2009, 4:00 PM, Council Chambers, Audrey P. Beck Municipal Building
- Historic District Commission, December 8, 2009, 8:00 PM, Conference Room C, Audrey P. Beck Municipal Building
- Mansfield Middle School Fuel Conversion Meeting, December 9, 2009, 4:00 PM, Conference Room B, Audrey P. Beck Municipal Building



TOWN OF MANSFIELD  
TOWN COUNCIL RULES OF PROCEDURE  
Approved September 8, 2008

BE IT RESOLVED, that under the authority of Section C302 of the Town Charter, the Town Council of the Town of Mansfield does hereby establish its Rules of Procedure as follows. These rules are in effect for the term of office of the Council and shall be adopted at the organizational meeting. Procedural matters not covered by the Town Charter or these Rules of Procedure will be determined by the Mayor, or by the Deputy Mayor in the absence of the Mayor, in accordance with "Robert's Rules of Order, Newly Revised."

Rule 1 – Organizational Meeting

Each newly elected Council shall meet for organization at the next regular meeting of the Town Council following the municipal election. During this Organizational Meeting the Town Council shall elect, by a majority vote of all Council members, one of their number to serve as Mayor, who shall preside at Council meetings, and one of their number to serve as Deputy Mayor, who shall serve in the Mayor's temporary absence. If both are absent, the Council may designate from its membership a temporary presiding officer. At this Organizational Meeting, the Council shall also fix by Resolution the time and place of its regular meetings for the following two-year period, which meetings shall be held at least once a month as required by the Charter. The appointment of a Town Attorney may also take place at this meeting, but said appointment shall take place no later than one month after the election of the Council.

Rule 2 – Meetings

- a) All meetings shall be held in compliance with the Connecticut Freedom of Information Act, Connecticut General Statutes sections 1-200, et seq.
- b) The presence of five members of the Council is necessary for a quorum. Each Council member is asked to notify the Mayor or the Town Manager as soon as possible if the member expects to be absent
- c) Special Meetings of the Town Council may be called by the Mayor, or on the written request of at least three members of the Council, filed with the offices of the Town Manager and Town Clerk not less than 36 hours (excluding Saturday, Sunday, legal holidays and any day on which the Office of the

Town Clerk is officially closed) in advance of such meeting, which request must specify the date, time and business to be transacted at any such Special Meeting. The Town Clerk shall post a notice in the Office of the Town Clerk indicating the time, place and business to be transacted, and copies of this notice shall be served by mail or personally upon each Council member and the Town Manager or left at their usual place of abode at least twenty-four (24) hours prior thereto. The notice shall be placed on the Town's website as soon as it is practicable.

- d) Emergency Special Meetings may be called by the Mayor or the Town Manager in case of an emergency with at least two hours notice given to Council members, without complying with the posting of notice requirement, but a copy of the minutes of every such Emergency Special Meeting shall be filed with the Town Clerk not later than 72 hours following the holding of such meeting in accordance with the Freedom of Information Act, C.G.S. section 1-225 (d).
- e) Work Sessions are by definition of the Freedom of Information Act, Special Meetings of the Council. In order to preserve the informal and relaxed atmosphere that encourages exchange between members of the Town Council, town government and invited participants, Work Sessions will generally be held prior to the Regular Meeting. Work Sessions may be scheduled by the Mayor or by majority of vote of the Council. All requirements of the Freedom of Information Act that pertain to Special Meetings shall be observed for Work Sessions. Work Sessions will be held to discuss, review, research or explore topics for possible later action. No formal votes may be taken, except for a vote to go into Executive Session.
- f) Joint meetings and hearings may be held with the governing bodies of other governmental entities or agencies and such joint regular or special meetings may be held in the jurisdiction of either body.
- g) The Town Clerk is the Clerk of the Council and shall, in accordance with the Connecticut Freedom of Information Act, keep for public inspection minutes of all its proceedings, including all roll call votes and indicating deliberations, discussions and actions which shall be the official record of Council proceedings. The journal shall be authenticated for each meeting by the signature of the Mayor or Deputy Mayor in the absence of the Mayor. Notes from the meeting indicating all actions shall be available to the public within 48 hours after the meeting and the minutes shall be available within 7 days of the meeting. Upon approval the minutes shall be posted on the web site in a timely manner.

#### Rule 3- Agenda of Council Meetings

- a) The Town Manager, in consultation with the Mayor, shall prepare the agenda
- b) Unless altered by a two-thirds vote of the Council, the regular order of business shall be as follows:
  - 1. Call to Order
  - 2. Roll Call
  - 3. Approval of Minutes
  - 4. Public Hearing (if scheduled)
  - 5. Opportunity For Public to Address the Council
  - 6. Town Manager's Report
  - 7. Old Business
  - 8. New Business
  - 9. Quarterly Reports
  - 10. Departmental and Committee Reports
  - 11. Reports of Council Committees
  - 12. Reports of Council Members
  - 13. Petitions, Request and Communications
  - 14. Opportunity For Public to Address the Council
  - 15. Future Agendas
  - 16. Executive Session (if scheduled)
  - 17. Adjournment
- c) Ceremonial presentations to individuals or groups that include refreshments, may be scheduled prior to the Regular Meeting time in accordance with the requirements of the Freedom of Information Act. A notice that the presentation will take place prior to the Regular Meeting will be included on the agenda for that meeting.
- d) Prior to or during the discussion on each item on the agenda the Mayor may call upon the Town Manager, designated staff or other appropriate person for the purpose of background presentation of business to be discussed. Council members may address questions to these individuals.
- e) Unless extenuating circumstances occur, the agenda and all supporting material shall be delivered to the Council not later than the Friday preceding each regular meeting of the Council.
- f) Every effort will be made to ensure that copies of the agenda, minutes and related material distributed with the packet will be made available on the Town's website no later than noon on the Friday preceding each regular meeting of the Council.
- g) Recurring Old Business items shall have an end date to be determined by the Council.

#### Rule 4 – Public Participation

a) Regular Meetings

The Town Council welcomes comments from the public. On the agenda of each meeting of the Town Council, two periods shall be set aside and designated as an opportunity for the public to address the Council on any issue of importance to the Town. Citizen comments may be presented orally or in writing. Each speaker will be allowed one opportunity to speak for a maximum of five minutes in each session. Any citizen so speaking shall identify him/herself by name and address, and if the speaker is speaking for a group or organization, she/he may so state. Citizen comments will be accepted as presented. Written statements presented by speakers during the public comment section shall be included in the minutes of the meeting. Council members are free to ask questions to clarify the intent of the citizens commenting. Citizens should not attempt to engage Council members, the Town Manager or Town staff in debate or line of questioning.

Written statements from the public received prior to the completion of the Town Council packet will be included as a communication. Communications received after the packet has been completed will be distributed to members prior to the meeting and be included as a communication in the next packet.

b) Public Hearings

Public hearings are an opportunity for citizens to address the Town Council on a specific issue. Citizen comments may be presented orally or in writing. Written statements received by the Town Clerk prior to the public hearing will be noted on the record and distributed to Council members either in the packet or that evening. Both these letters and written statements presented by speakers during the public hearing shall become part of the minutes. All citizens so speaking shall identify him/herself by name and address, and if the speaker is speaking for a group or organization, she/he may so state.

c) Work Sessions

Work Sessions are an opportunity for the Council, Town Government and invited participants to discuss issues. An opportunity for public comment, other than invited participants, may be set-aside at the beginning of the Work Session to hear from citizens who have comments pertaining to the issue at hand.

#### Rule 5 – Conduct

All meeting participants including Councilors, citizens and staff should not discuss personalities and will not be permitted to impugn the motive, character or integrity of any individual. All participants should address their remarks to the Mayor and maintain a courteous tone. These rules of conduct shall apply to all written correspondence.



#### Rule 6- Introduction and Public Hearing of Ordinances

- a) Section C307 of the Charter of the Town of Mansfield provides that "All ordinances introduced by a member of the Council shall be in written form and shall be limited to one subject, which shall be clearly stated in the title." A copy of the ordinance shall be filed with the Town Clerk who shall follow the procedures for copying, distribution and notice of the proposed ordinance set forth in Town Charter section C307.
- b) Section C308 of the Town Charter requires that the Town Council shall hold at least one public hearing before any ordinance shall be passed. If the ordinance is on the Council's agenda for possible action, the Council may choose to vote on the proposed ordinance right after the public hearing is held. The Council may also hold more than one public hearing on a proposed ordinance prior to taking final action.
- c) Prior to the Town Council scheduling a public hearing regarding a proposed ordinance, the Town Manager shall present a written fiscal impact analysis to the Council.

#### Rule 7- Motions

- a) When a motion is made and seconded it shall be stated by the Mayor or the Town Clerk, if requested. If the motion is made in writing, it shall be read aloud prior to being debated. The motion so made and seconded will be in possession of the Council and subject to amendments or withdrawal.
- b) Motions shall be reduced to writing when requested by the Mayor or by a majority of the whole Council.
- c) When a motion is under debate, no further motion shall be received except to adjourn, to recess, to table, for the previous question, to limit or extend debate, to postpone to time certain, to refer to committee, to amend or to postpone indefinitely, which motions shall have precedence in the order indicated.
- d) Motions to adjourn, to lay upon the table and for the previous question shall be decided without debate.
- e) Motions to postpone to a definite time and to close debate at a specific time shall be decided without debate, except with respect to the time fixed, which shall be subject to amendment altering the time.

- f) Motions to refer, to postpone indefinitely or to amend shall be debatable, but only with respect to such a referral, postponement or amendment, and not with respect to the subject matter of the main motion.
- g) Any amendment must be germane to the motion.
- h) Motions to table, to postpone to time certain or to postpone indefinitely, once having been decided, shall not be reconsidered at the same meeting, whereas a motion to refer a matter to a committee can be reconsidered only at the meeting of the vote. Any other motion can be reconsidered only at the same or next succeeding meeting of the Council.
- i) Any motion to reconsider shall be in order only upon motion by a member participating in the prevailing vote of the original motion, and there shall be no reconsideration of the vote upon motion to adjourn, for the previous question or to reconsider.
- j) Any motion under debate, which consists of two or more independent propositions, may be divided by a majority vote of the whole Council.

#### Rule 8 - Debate

- a) During discussion or debate, no Councilor shall speak unless recognized by the Mayor.
- b) Councilors shall confine their remarks in debate to the pending question.
- c) Any Councilor who knows in advance of a meeting that he /she wishes to obtain certain data or have a question answered, or wishes specific figures or expenditures, or the like, should, insofar as possible, inform the Town Manager in writing of the nature and details of the inquiry, so that the Town Manager will have the opportunity to have the answer available at such meeting.
- d) Any member who realizes or anticipates that he/she has or will have a conflict of interest with respect to a matter before the Council for consideration should announce his or her intention to abstain from voting on the matter as soon as the conflict becomes apparent, and should thereafter refrain from further discussion of or involvement in the matter.

#### Rule 9 – Standing Committees

- a) There shall be the following standing committees of the Council
  - Committee on Committees

- Finance Committee
  - Personnel Committee
- b) The Council may create or dissolve committees of the Council by resolution.
- c) The Mayor shall appoint members of the Council to such committees and shall designate the chair of each. The Mayor may announce any adjustments in membership or chairmanship at a regular Council meeting with such changes to be effective at the next regular committee meeting.
- d) All Councilors shall be ex-officio members of the committees to which they are not assigned, but do not have the authority to make motions or to vote.

#### Rule 10 – Council Office Hours

One half hour prior to the second Council meeting of the month Council members will be available to hear from the public on any issue. Councilors shall participate in the office hours on a rotating basis.

#### Rule 11 – Executive Session

Executive Sessions will be limited to those subjects allowed pursuant to the Freedom of Information Act. The reasons for such a session and persons to attend shall be publicly stated. A two-thirds vote of the members of the Council present and voting shall be necessary in order to go into Executive Session.

YAHOO!

To: Committee on Committees re Board of Ethics

Sunday, November 1, 2009 6:53 PM

"Elizabeth Wassmundt" <etwnc1@sbcglobal.net>

"Bruce Clouette" <clouette@charter.net>, "Leigh Duffy" <DuffyLA@mansfieldct.org>, "Meredith Lindsey" <merilindsey@snet.net>

"Bruce Clouette" <clouette@charter.net>, "Leigh Duffy" <DuffyLA@mansfieldct.org>, "Gene H Nesbitt" <Nesbittgh@mansfieldct.org>, "Greg Haddad Haddad" <haddadg@mansfieldct.org>, "Helen Koehn" <hkoehn@yahoo.com>, "Meredith Lindsey" <merilindsey@snet.net>, "Betsy Paterson" <paterson@mansfieldct.org>, "Christopher R. Paulhus" <paulhuscr@mansfieldct.org>, "Carl Schaefer" <carl.schaefer@uconn.edu>

November 1, 2009

To: The Town of Mansfield Committee on Committees

From: Elizabeth T. Wassmundt  
54 Old Turnpike Road  
Storrs, CT 06268

CC: Town of Mansfield Town Council

I am writing to request that you advise the Town Council to immediately rescind all appointments to the Ethics Board. This should be done without prejudice.

The people of this town deserve a capable, functional Board of Ethics. The Board of Ethics that we now have is not functional for many reasons. It is my goal in writing this letter to not criticize anyone nor to criticize the work this Board has done to date. It is my goal to point out what I think should have been done back in 2008 when this Board was re-activated. I hope you will remember that I have brought issues to the Council and these have been shown to be correct; for example the errors in the Landlord Registration and Housing Code and the issue of the handling of Matt's \$10,000 fringe benefit. I bring this up only to ask that you give credence to my comments and suggestions.

As a disclaimer, I tell you that I have no personal interest in submitting any ethics complaints. My only goal is to accomplish a Code of Ethics for the Town of Mansfield that complies with current best ethical standards for municipalities. The people of the Town of Mansfield deserve this.

It is my belief that a town government is a public trust designed to conduct the business of the people. As such, it should be run as an efficient business with the interest of the public at the foreground.

It is my belief that the reason for a code of ethics for a municipality is to give the public confidence in the operation of their government and to provide guidance for town officials in the conduct of daily business. The reason to have a good code is not to punish people for wrong doing nor even to look for wrong doing. A good code of ethics should establish the culture by which the town operates.

This brings me back to 2008 when this "new" Board was reconvened. I have thought a lot about ethics over the years because of a previous business which I had owned. In 2008 I was aware that I knew very little about the Code in this town and that I had thought little about it. Now, it is my opinion that no one gave serious thought to the re-activation of the Board and to developing a new code for Mansfield. It is my opinion that this is the reason for the problems inherent in the current Board and the reason why this Board should be disbanded.

In early 2008, the Town of Mansfield Board of Ethics had not met for many years. In 2008 there was no one legitimately on this Board. During the 14 or so years since the first Board, the public interest in the need for a code of ethics for a municipality and the duty of a municipality to provide a robust code have all increased dramatically. The State of Connecticut now urges a uniform code for all towns. The reactivation of Mansfield's Board of Ethics in 2008 was the time for Council to look at the existing code, to look at recommended codes and to decide on policy as to a Town of Mansfield Code of Ethics. I don't fault the Council but this was not done; everyone just went blindly into reactivating the former Board without thought. It is understandable that this was done but the result is the current dysfunctional Board.

## 10 Committee on Committees re Board of Ethics - 'AT&T Yahoo! Mail'

I urge the Committee on Committees to recommend that Council:

1. Rescind all appointments to the current Board of Ethics.
2. Decide policy as to the Town of Mansfield Code of Ethics.

I suggest the following which I have taken mostly from one of the references given below.

The Council recognizes that the current Code of Ethics is outdated and needs revision. The Council recognizes that the Board of Ethics is an important part of the Town of Mansfield government. The Town of Mansfield Code of Ethics is established to regulate official conduct in order to achieve the goals of assisting honest officers and employees in avoiding ethical missteps before they occur, and to inspire public confidence in government by encouraging high standards of conduct among municipal officers and employees. Ethics regulations are the rules of the road for official conduct.

3. Provide guidelines for the Committee on Committees as to selection of candidates for our Board of Ethics.

Time is not of the essence. Look for the right mix of people to comprise the Board.

Candidates must be electors of the town and no more than three members of any party may sit on the Board at one time.

I suggest the following conditions as goals for the selection of candidates.

Candidate must be an elector. Ideally the Board should have a mix of democratic, republican and unaffiliated voters. All other conditions in the current code must be met.

Candidate should not be a politically involved person.

Candidate should not be a member of any political town committee.

Candidates should not have any contractual business dealings with the town.

Limit the number of University of Connecticut employees on the Board.

The Board, ideally, should be composed of diverse members of the community.

Make it clear that, at this time, one of the jobs for this Board will be to develop a new Code of Ethics.

Direct the Committee on Committees to look for the proper candidate and to take the time to do that.

4. Provide precise direction to the newly appointed Board of Ethics.

I suggest the following.

This Board is expected to develop a new Code of Ethics adhering to the current best ethical practice for municipalities. Suggest that they consider the Model Code as presented by Cityethics.org and that they review codes recently developed by other towns such as Windham and Glastonbury.

Provide this Board with all documents which might influence the operation of their Board such as:

Copy of Existing Code of Ethics

Copy of all state statutes referred to in current Code.

Copy of all state statutes pertinent to a current municipal code of ethics.

Board of Ethics Complaint Procedure

Copy of the Freedom of Information Act, phone numbers to the FOI Commission, reference to FOI website.

Copy of town Code 192 and any other town codes which might apply to an ethics board.

Copy of all town policies.

Website references such as to Cityethics.org.

Website reference to Roberts Rules of Order.

5. Provide a small budget to this Board.

Legal advice may be necessary and, potentially, it is a conflict of interest for the Town Attorney to be involved. It is best to use an unaffiliated attorney.

Provide clerical help independent of town management. This would not be a lot of money.

6. Provide for some training to the members

I suggest the following:

Perhaps provide for some Council member to discuss ethics with the newly formed Board.

Budget some money for a municipal attorney to provide training.

Make available all pertinent courses and seminars.

In conclusion, it is not important that we do not have a functioning Board of Ethics immediately. It is important that we establish a good

board and a good code. Any citizen who has observed this current Board could not have confidence in its operation. This is not a criticism of the Board members but it is the case that serious problems have occurred within this Board and, **all** members of this Board have been improperly influenced by town management. In the interest of the public, this should be corrected. It would not be fair to any of the current Board members to leave them in their positions. This Board should have all appointments rescinded immediately. It is best to start over. I urge the Committee on Committees to make this recommendation.

The town should be willing to spend some time and maybe a little money to get a good Code of Ethics. I will be happy to discuss my opinions with any one of you or with your Committee. My phone is 860-429-8300. Please read the reference material. Thank you.

Reference websites:

<http://www.nysba.org/AM/Template.cfm?Section=Home&TEMPLATE=/CM/ContentDisplay.cfm&CONTENTID=23667>

[www.Cityethics.org](http://www.Cityethics.org) (Look for the Model Code)



**Town of Mansfield  
Agenda Item Summary**

**To:** Town Council  
**From:** Matt Hart, Town Manager *MH*  
**CC:** Maria Capriola, Assistant to Town Manager  
**Date:** December 14, 2009  
**Re:** UConn Landfill, Long-term Monitoring Program

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**Subject Matter/Background**

Attached please find information regarding the UConn Landfill. The Council is not required to take any action on this item at this time.

**Attached**

- 1) R. Miller re: CT DEP Quarterly Progress Report – July, August, September 2009
- 1) CT DEP Quarterly Progress Report – July, August, September 2009



Eastern Highlands Health District

4 South Eagleville Road • Mansfield CT 06268 • Tel: (860) 429-3325 • Fax: (860) 429-3321 • Web: [www.EHHD.org](http://www.EHHD.org)

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**Memo**

**To:** Matt Hart, Town Manager

**From:** Robert Miller, Director of Health

**Date:** 12/9/2009

**Re:** UConn Landfill Project Quarterly Progress Report – July, August, September 2009

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Per your request, I have reviewed the above reference report. To the best of my knowledge and belief, the information provided in the report is representative of the ongoing activities associated with the landfill project. No significant changes to the project direction were identified. The information reported is consistent with the expectations of this office.

The office recommends no action at this time.

Please feel free to contact me if you have any questions.





University of Connecticut  
*Office of the Vice President and  
Chief Operating Officer*

REC'D NOV 02

Office of Environmental Policy

October 28, 2009

Mark R. Lewis  
State of Connecticut, Department of Environmental Protection  
Bureau of Water Protection and Land Reuse-Remediation Division  
79 Elm Street  
Hartford, CT 06106-5127

RE: CONSENT ORDER #SRD 101  
STATE OF CONNECTICUT DEPARTMENT OF ENVIRONMENTAL PROTECTION (CTDEP)  
QUARTERLY PROGRESS REPORT – JULY, AUGUST, SEPTEMBER 2009  
REMEDIAL WORK PLAN IMPLEMENTATION - UCONN PROJECT BI-900748  
UNIVERSITY OF CONNECTICUT LANDFILL, STORRS, CT

Dear Mr. Lewis:

The University of Connecticut (UConn) issues this Quarterly Progress Report to the Connecticut Department of Environmental Protection (CTDEP) in accordance with paragraph B.8. of Consent Order SRD-101. As noted, progress reports must continue "until all actions required by this consent order have been completed as approved and to the satisfaction of the Commissioner, Respondent shall submit a progress report to the Commissioner describing the actions which Respondent has taken to comply with this consent order to date."

**Special note:** Since all design and construction activities related to the landfill closure are complete, on October 5, 2009, UConn issued a request to CTDEP to discontinue these reports and instead, report any pertinent updates in the Long Term Monitoring plan reports. Confirmation from the CTDEP is pending.

Progress reported during July, August and September is discussed in the following sections:

- Construction and Closeout Activities
- Permitting and Monitoring Activities - Post Construction Remediation System Inspections
- Photographs
- Long-Term Monitoring Plan (LTMP)
- Contact and project document information
- Project Website
- Certification

*An Equal Opportunity Employer*

31 LeDoyt Road Unit 3055  
Storrs, Connecticut 06269-3055

Telephone: (860) 486-5446  
Facsimile: (860) 486-5477  
web: [www.ecohusky.uconn.edu](http://www.ecohusky.uconn.edu)

CTDEP Consent Order SRD101 Quarterly Progress Report – July, August, September 2009  
October 28, 2009

**Construction and Close-out Activities**

<b>Construction or Consultant Task</b>	<b>Estimated Start Date</b>	<b>Estimated Completion Date</b>
Submit as-built plans to Commissioner within ninety (90) days of completion of the landfill closure – Construction Closure Report (CCR) as per CTDEP Approval dated November 22, 2004	August 26, 2008	Completed - delivered September 2009
Operations and Maintenance Manual (OMM) – Haley & Aldrich (H&A) deliverable	September 2008	Completed - delivered September 2009
Environmental Land Use Restriction (ELUR)	In process	February 2010

**Permitting and Monitoring Activities including Post Construction Remediation System Inspections**

**July 2009**

- Vernal Pool Monitoring - By July 20, every pool had dried up with the exception of Vernal Pool B, which showed a significantly reduced water level. Overall, water levels in the vernal pools were lower this month compared to last.
- Wetland hydrology - July precipitation total was 8.38 inches, more than double the historical average for July of 3.72 inches. Despite the abundance of rainfall, staff gauges showed water levels in mid-July that were at or below the readings taken in June.
- Invasive Species Control - Cattail (*Typha latifolia*) was pulled in Creation Area C3.
- Wetland mitigation sites continued to demonstrate successful wildlife breeding activity including macroinvertebrates, amphibians, songbirds, and rodents.
- A bird survey was conducted July 16, 2009 at all wetland mitigation sites.
- Wetland Mitigation Remedial Measures - Methods designed to protect woody plantings from animal browse were initiated such as series of Tubex™ enclosures and BioBark™ assemblages (Photo 1)
- Haley & Aldrich conducted the monthly Remediation System Inspection on July 17, 2009
  - Average rate in North Trench = 46,995 gpd and average rate in South Trench = 3,292 gpd

**August 2009**

- On August 26, 2009, Samantha M. Gwozdzik of the U.S. Army Corps of Engineers in Concord Massachusetts met with UConn and Chris Mason to walk the site and review compliance with the ACOE wetlands permit. No findings were reported. (Photo 2, 3)
- Haley & Aldrich conducted the monthly Remediation System Inspection on August 20, 2009
  - Average rate in North Trench = 48,903 gpd and average rate in South Trench = 26 gpd

**September 2009**

- On September 29, a meeting and site visit with DEP remediation division, Ray Frigon, Mark Lewis and David McKeegan was held to review and turnover post construction landfill closure activity compliance from Ray Frigon to Mark Lewis, effective September 30, 2009.
- Haley & Aldrich conducted the monthly Remediation System Inspection on September 29, 2009
  - Average rate in North Trench = 43,334 gpd and average rate in South Trench = 23 gpd

Photographs

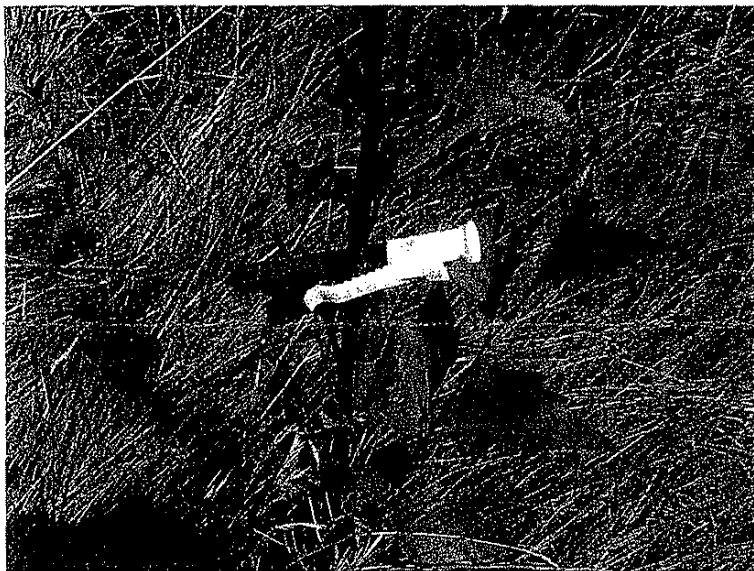


Photo 1 – July 2009 – Garlic stick deer repellent on Yellow Birch



Photo 2 – August 26, 2009 – Wetland A, Chris Mason during inspection by Samantha Gwozdzik of Army Corps of Engineers, a tree protector tube is seen in the foreground

Photographs (continued)



Photo 3 - August 2009 - Green frog observed in wetlands area

Long-Term Monitoring Plan (LTMP)

UConn and Haley & Aldrich submitted LTMP Report for Round #10 (April and May 2009 sampling) in July 2009. Samples for Round #11 were collected in October 2009. In general, results of the analysis have been consistent with previous rounds of sampling. We anticipate proposing a change in sampling frequency in the near future.

Listing of Project Contacts and Project Documents

No change to previous reports.

UConn Project Web Site

The site's Internet address is <http://landfillproject.uconn.edu/>

**Certification:**

As part of this submission, I am providing the following certification:

"I have personally examined and am familiar with the information submitted in this document and all attachments and certify that based on reasonable investigation, including my inquiry of those individuals responsible for obtaining the information, the submitted information is true, accurate and complete to the best of my knowledge and belief, and I understand that any false statement made in this document or its attachments may be punishable as a criminal offense."

For questions, please contact James Pietrzak at (860) 486-5836 or Stephanie Marks at (860) 486-1031.

Sincerely,

A handwritten signature in cursive script that reads "Richard A. Miller".

Richard A. Miller  
Director, Office of Environmental Policy

**CTDEP Consent Order SRD101 Quarterly Progress Report – July, August, September 2009  
October 28, 2009**

**CC:**

**Electronic**

James Bradley  
Jim Walter (replaces Scott Brohinsky)  
Eileen Brown  
Thomas Callahan  
Martha Funderburk (replaces Ann Denny)  
Barry Feldman  
Kim Knowlton (replaces Mark Fitzgibbons)  
Roger Gleason  
Brian Gore  
George Kraus  
Dave Lotreck  
Stephanie Marks  
Mike Pacholski  
Craig Burdick (replaces Mark Roy)  
John Kastrinos, H&A  
Richard Standish, H&A  
Chris Mason, Mason and Associates  
Michael Triba, O&G  
Carole Johnson, USGS  
Raymond Frigon, CTDEP

**Hardcopy**

Mansfield Public Library (UConn landfill file)  
James Pietrzak (UConn project files)  
Patricia Fazio, UConn Communications (file)  
Traci Iott, CTDEP  
Alice Kaufman, USEPA  
Marion Cox, Resource Associates  
Salvatore Giuliano, NU Real Estate  
Peter Haeni, F.P. Haeni, LLC  
Allison Hilding, Mansfield Resident  
Ayla Kardestuncer, Mansfield Common Sense  
Robert Miller, Eastern Highlands Health District  
Matthew Hart, Town Manager, Mansfield  
Quentin Kessel, Chairman Mansfield Conservation Comm.  
Gregory Padick, Director of Planning, Mansfield

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**Town of Mansfield  
Agenda Item Summary**

**To:** Town Council  
**From:** Matt Hart, Town Manager *Matt*  
**CC:** Maria Capriola, Assistant to Town Manager; Mary Stanton, Town Clerk  
**Date:** December 14, 2009  
**Re:** Community/Campus Relations

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**Subject Matter/Background**

I have attached for your information two documents related to community/campus relations:

- 1) A communication from SGT James Kodzis, Resident Trooper Coordinator, in response to certain questions raised by the Town Council during the Sergeant's presentation earlier this fall regarding the enforcement of town ordinances;
- 2) The UConn Spring Weekend, 2009 Annual Report.

Please let me know if you have questions regarding either of these communications. It may also be useful to schedule a short presentation on the spring weekend report, if you deem appropriate.

**Attachments**

- 1) J. Kodzis re: Enforcement of Town Ordinances
- 2) UConn Spring Weekend, 2009 Annual Report



## TOWN OF MANSFIELD



*Police / Resident Troopers Office  
4 South Eagleville Road  
Mansfield, CT 06250  
(860) 429-6024 Telephone  
(860) 429-4090 Facsimile*

#1.

Q: Define call for service

A: Any documented and traceable event or request for police service. Included are those situations which generate a case report (such as a motor vehicle accident or burglary) and those which are documented through computer aided dispatch (CAD) and do not generate a written case report (such as a motor vehicle stop). Multiple calls to Troop C dispatch for the same incident would not generate additional "calls for service." Subsequent callers to an existing "call for service" would be added to the initial event in CAD.

#2.

Q: Which cases are referred to UConn-Off Campus Student Services.

A: All in custody arrests / citations (tickets) / town ordinance violations involving a UConn student. This is accomplished through a periodic review of the calls for service in Mansfield, Review of the arrest log / reports, as well as through citation / ordinance violation processing. Roll call training has been provided to Troop C personnel as well as Resident Troopers regarding this procedure. Police enforcement action is not a prerequisite to a protocol referral as is the case with late reported events which are brought to our attention through other means.

#3.

Q: Describe the respective penalties for possession of alcohol by a minor (state v. town) and what determines which avenue is used.

A: State fine is \$136 (possible operator's license suspension), Revenue goes to state. Recourse for non compliance (individual neither pays or pleads not guilty) is that an arrest warrant is issued.

Town fine is \$90, (no license suspension), Revenue goes to Town. Recourse for non compliance (individual neither pays or requests appeal) no arrest-possible civil judgment awarded to town upon case being transferred to state court.

The Mansfield Resident Troopers Office has issued 42 town ordinance violations for Possession of alcohol by a minor and a total of 87 town ordinance violations since the return of students (Fall 2009). All have been referred to the UConn -OCSS office. There have been 9 appeals and 11 have failed to respond.



#4

Q: Explain why Breach of Peace (summons/arrest) or creating a public disturbance (infraction) has been used to address disruptive gatherings as opposed to the town noise ordinance.

A: The enforcement of the town noise ordinance requires the utilization of a noise meter. Meters have been used to address quality of life issues such as loud ATVs which have a more predictable and repetitive pattern. I do not recall them being successfully used to address loud parties. Noise meters must be used in a very specific and technical manner if they are to be admissible in court. (set up, calibrate, measurements, diagram) The actual application from an enforcement standpoint, for spontaneous gathering, is less than ideal. This is partly because, if all goes well, the noise level is dramatically reduced upon police arrival and prior to the utilization of a meter. Other enforcement options such as infractions for "creating a public disturbance" or summons for "breach of peace" do not require the use of the meter and are based upon the complainant's desire to file charges and the officer's observations. Simply put. If the officer arrives and reasonably believes that a violation has occurred, based upon what he/she sees and hears, action may be taken. From an enforcement standpoint for disruptive gatherings it is more efficient and clearly, based upon the lack of usage, the preferred method to the noise meter.

#5.

Q: Do we track / classify arrests based upon student / non-student status

A: No, However all arrests of probable UConn students are referred to the UConn OCSS office for follow up administrative action.

#6

Q: What is the procedure for tracking town ordinances and how does the activity compare to previous years.

A: There was no tracking procedure in effect for town ordinance violations prior to Fall 2009. Currently all town ordinance violations are documented electronically and in hard copy form.

Sgt James Kodzis



**TOWN OF MANSFIELD  
UNIVERSITY OF CONNECTICUT**

**TOWN / UNIVERSITY RELATIONS COMMITTEE**

**University of Connecticut Spring Weekend**

**2009 ANNUAL REPORT**

As approved at the Committee's regular meeting on  
October 13, 2009

We are pleased to present this report concerning UConn Spring Weekend 2009, as requested by the University of Connecticut Board of Trustees and the Town Council of the Town of Mansfield, Connecticut. We provide both narrative and statistical overviews of the weekend, as well as observations regarding procedures and other factors that may have affected the event. We also make some suggestions for the future.

We caution that the estimates of crowd size found in this report are very subjective. They are visual estimates by officers on the ground, based upon relative crowd spacing and total areas involved, compared to previous years. These numbers should not be regarded as objective nor as suitable for any objective analysis vis-à-vis incident records. In general, officers believe that crowd sizes are not continuing to grow but, in fact, are somewhat reduced from four or five years ago. Also, the mood of the crowd has changed over this time from one of antagonism toward public-safety officers to reliance upon officers to provide for safety or medical attention and a gratitude for their presence.

Similarly, the data presented on arrests and other incidents are based on reports from three different command centers, and we do not yet have a completely reliable cross-check of these numbers for duplications (or omissions). The numbers present a good perspective but not a completely accurate one.

We share this report simultaneously with officials of the Town of Mansfield, staff members of the University, and University students, in the spirit of cooperation which informs this entire effort. We welcome any comments, suggestions, or requests from the Board of Trustees or the Town Council.

Respectfully submitted,

**Members of the Town University Relations Committee**

Philip Barry, Mansfield citizen

Michael Beal, for the Mansfield Planning and Zoning Commission

Thomas Callahan, Associate Vice President for Administration and Operations, UConn

Bruce Clouette, Member, Mansfield Town Council

Barry Feldman, Vice President and Chief Operations Officer, UConn

Robert Ganim, Chair, External Affairs Committee, Undergraduate Student Government

Thomas Haggerty, Student Body President, UConn

Matthew Hart, Town Manager, Mansfield

James Hintz, Director, Off-Campus Student Services, UConn

Robert Hudd, Associate Vice President for Public and Environmental Safety, UConn

A.J. Pappanikou, Mansfield citizen

Elizabeth Paterson, Mayor, Town of Mansfield

Stephen Rhodes, Executive Assistant to the President, UConn

John Saddlemire, Vice President of Student Affairs, UConn

Nancy Silander, for the Mansfield Community Campus Partnership

William Simpson, for the Mansfield Business Community

## BACKGROUND

Spring Weekend at the University of Connecticut Storrs Campus traditionally occurs in late April prior to the final week of classes. The event's history goes back some 40 years. Normally Spring Weekend runs from Thursday night through early Sunday morning. In recent years the weekend has included sanctioned university events, such as a Saturday-night concert at Gampel Pavilion, an oozeball tournament, other student activities, and large unsanctioned parties at Carriage House, Celeron Square Apartments, and UConn X-Lot on successive evenings. Typically, the unsanctioned events attract thousands of young people and feature behaviors such as public intoxication, underage drinking, assaults and other violence, and property destruction. These unsanctioned events also attract non-UConn students, including many young people who are under the age of majority. Largely because of these unsanctioned events, Spring Weekend has gained notoriety throughout the state and the northeast region. These events have also created the need for deploying 250 - 300 public safety personnel during each of the three nights to provide policing, fire and emergency medical services.

## PREPARATION

Members of the executive staffs of the Town and the University held informal assessment meetings immediately following Spring Weekend 2008, and again early in the Spring Semester, 2009. These meetings included the Mayor, the Town Manager, the President of the University, the University's Chief Operating Officer, and the University's Associate Vice President for Public and Environmental Safety. The primary goal for the 2009 event, other than continuing the established pattern of public-safety involvement and cooperation among local, area, and state officials, was agreed to be reducing or eliminating unsanctioned activity on Wednesday evening. Events in 2008 had begun to extend unsanctioned activities over four days and into a third private housing area.

### By the Town of Mansfield

As in years past, a large number of area public safety and emergency services agencies and organizations took part in preparing to respond to Spring Weekend 2009. These entities included town agencies such as the Mansfield Resident Trooper's Office, the Mansfield Fire Department and the Office of Emergency Management, state entities such as the Connecticut State Police, and the Tolland County State Attorney's Office; other local fire departments and ambulance corps; and area hospitals and emergency medical services.

Approaching Spring Weekend, the goal of these agencies and organizations was largely to ensure public safety, respond to medical emergencies and to help prevent property destruction. To adequately prepare, many of these organizations and entities conducted extensive operational preplanning, including joint planning sessions and briefings. Both the Connecticut State Police and the Mansfield Fire Department, for example, prepared written operations plans prior to the event and trained their personnel in accordance to those documents.

Staff from the Town Manager's Office, Mansfield Resident State Trooper's Office, and the Office of Emergency Management met with the owners and management of local apartment complexes to

discuss and implement various preventive measures against fires and other potential problems. In addition, the Town Manager's Office notified area residents of potential road closures and the EO Smith High School administration sent letters to the parents of its students to alert them of the potential dangers inherent to Spring Weekend.

The successful planning and preventative measures from 2008 and previous years were continued and enhanced this year, and all appeared to have a positive impact, for example:

- The Mansfield Resident Trooper's Office; Mansfield Fire Department, Office of the Fire Marshal; Connecticut State Police, Troop C Liquor Control conducted evening inspections of liquor venders (restaurant/bars and package stores) to ensure that they were operating in compliance with the applicable Connecticut statutes and regulations.
- Mansfield Fire Department, Office of the Fire Marshal conducted fire safety inspections of the Hunting Lodge apartment complexes during the month of April.

#### By the University

Traditionally the University's Office of Public Safety and Division of Student Affairs, consulting with the President and his senior staff, play major roles in planning and staffing Spring Weekend public-safety and on-campus program planning and execution.

In an effort to reduce attendance of non-UConn students at Spring Weekend, Student Affairs scheduled the spring concert in early April, to draw off-campus attention away from the Weekend itself. Student Affairs also discontinued University advertisement of sanctioned Spring Weekend events on University web pages. The Office expanded daytime sanctioned activities on Saturday, to draw UConn students to other pursuits. The student dormitory guest policy, already in place for all students, was carefully enforced. A copy of the policy is attached to this report as Appendix D.

Through its Office of Off-Campus Student Services, Student Affairs increased outreach to landlords through Student Affairs' Off-Campus Office and contact with some landlords by UConn police. It should be noted that the UConn Code of Student Life, which specifies a range of penalties for infractions, including in the most serious offenses suspension from the University, is now applied to all students, whether they live in University dormitories or in off-campus, private housing.

University Facilities installed lighting on the pedestrian walkway from campus to Carriage House, long regarded as a dangerous area for student pedestrians after dark.

Residential Life's preparation for Spring Weekend included a balance between imaginative alternative programming and thoughtful prevention efforts to promote residents' safety and university property. Residential Life staff set the tone in the weeks before the weekend by communicating expectations for responsible behavior.

Residence Hall Directors began early in the spring semester to work with their respective Area Councils to plan numerous alternate recreational activities and events for their residents. The events included carnivals, movie marathons, basketball and volleyball tournaments, crafting programs, video gaming competitions, cookouts, and game room tournaments. New for 2009, a university-

wide effort combined the traditional oozeball tournament with last year's South Palooza carnival. The new campus-wide event was named "Oozapalooza". This large-scale carnival brought out thousands of students and their guests to the outdoor quad/grassy area behind South halls. The event was a collaboration between the Residence Hall Association (RHA), the Student Alumni Association, all of the South Complex Area Councils, Residential Life, Dining Services, Campus Activities and Health Education. A lunch picnic was provided by Dining Services, and activities included inflatable events that covered the quad area, live music, and activities such as tie-dye and lawn games, in addition to the mud volleyball courts in the South quad area facing Mirror Lake.

Residential Life co-sponsors a very successful collaborative experiential 3-credit service learning program, started in 2005, called the Alcohol Safety Team (AST). The AST utilizes specially trained junior and senior nursing students to serve as first respondents to medical concerns in the residential areas. The nursing students work closely with the Community Assistants and perform periodic building rounds throughout spring weekend. Forty-nine Nursing students contributed 200 hours to this effort.

#### Joint Initiatives

Undergraduate Student Government, with the endorsement of the Mansfield Community Campus Partnership on Substance Abuse, conducted an educational campaign to encourage students to celebrate safely and to alert them to the negative consequences of illegal behavior. The campaign also continued to focus upon a theme to "take back spring weekend" from the non-students that have come to frequent the event.

Staff from the Mansfield Resident Trooper's Office; Mansfield Fire Department, Office of the Fire Marshal; Mansfield Building Department, Housing Inspection; Mansfield Social Services, UConn Department of Student Affairs; and members of the Community Campus Partnership visited the residents of Hunting Lodge Road neighborhood apartment complexes, as well as single family residences occupied by students in the neighborhood, to encourage students to act responsibly, to caution them about the ramifications of inappropriate and illegal behavior, and to encourage them to be good neighbors.

### Supporting Departments/Agencies

As in past years, the Mansfield Fire Department received assistance from area Fire and EMS agencies.

Departments providing Personnel and Apparatus:

- South Coventry Fire Department
- University of Connecticut Fire Department
- Willington Hill Fire Department
- Willington Fire Department # 1
- Ambulance Service of Manchester

Departments providing Personnel:

- Ellington Ambulance
- Scotland Fire Department
- Hampton-Chaplin Ambulance
- North Windham Fire Department

Departments that staffed their Stations with Personnel that would be committed to Mansfield if needed:

- Ashford Fire Department
- Columbia Fire Department
- Willimantic Fire Department

In addition, the University of Connecticut Fire Department received assistance from Fire and EMS agencies, which are not included in this list.

As in 2006, 2007 and 2008, the Mansfield Fire Department received assistance from the State Department of Health and utilized the DPH Medical Mobile Command Post as a command post and for records management. The command post proved to be a very practical and successful resource, as it provided communications equipment and a workspace to successfully manage an incident of this size and complexity.

### By the Students

For years the Undergraduate Student Government has led the student effort to promote responsible decision-making during Spring Weekend. The USG is responsible for a number of Spring Weekend initiatives that were created to educate the student population on safety issues, reduce injuries from shattered glass, establish student ownership in our weekend and foster positive behavior. The following initiatives have been instrumental in changing the tone of Spring Weekend:

**Spring Weekend Slogan:** Every year the USG Student Affairs Committee crafts a slogan to be used as the official motto of Spring Weekend. The slogan is designed to highlight UConn student

ownership in the tradition and is intended to discourage E.O. Smith students and outsiders from participating. As soon as the committee votes on the slogan, a t-shirt design contest is held and students are asked to submit designs that reflect the theme of the slogan. In 2009 the Spring Weekend slogan was "We're Here, We're Home, We're Huskies." There were a record number of submissions, but the final design was submitted by undergraduate student Victor Preato. (Appendix F). Over 4,000 t-shirts were ordered and distributed to the student body on a first come, first serve basis.

**Spring Weekend Safety Bags:** In addition to t-shirts, the Student Affairs Committee puts together 5,000 safety bags for every student that attends the Spring Weekend Rally. In 2009, the bags were filled with first aid kits, condoms, additional safety information, and other giveaways. The safety bags are another way the USG promotes safe decisionmaking.

**Spring Weekend Rally:** In 2009, the USG Student Affairs Committee was responsible for organizing the Spring Weekend Rally. The rally serves as the Spring Weekend kickoff event and gives student government leaders the opportunity to address their fellow students and encourage them to be safe while participating in unsanctioned events. The rally takes place on the Tuesday before Spring Weekend at 7:00pm in Jorgensen. The program begins with a short address by the President of the Student Body and the President of the Student Union Board of Governors. Both are there to remind the audience about Spring Weekend safety etiquette (wear appropriate footwear, do not start fires, avoid using glass bottles, etc...). After the address, SUBOG introduces the rally's featured entertainment. In 2009, magician Mike Super performed and was well received by everyone who attended. Once the main event concludes, the USG passes out Spring Weekend t-shirts and safety bags as students are exiting the Jorgensen Center.

**Don't Be an Ass, Lose the Glass:** On Saturday evening of Spring Weekend, the Undergraduate Student Government gathers at the entrance of X-Lot and hands out plastic mugs in exchange for glass bottles. The mugs are designed by the Promotion and Recruitment committee and are labeled with the slogan, "Don't Be an Ass, Lose the Glass." The purpose of this event is to deter participants from entering X-Lot with glass bottles. Injuries from people throwing bottles and stepping on broken glass are a common occurrence at Spring Weekend. This campaign was created to alleviate those injuries. Students are usually eager to receive their free mug and are willing to trade glass bottles for a Spring Weekend souvenir. The mugs are 16oz. and have a smaller rim than traditional Solo cups. Studies have shown people drink slower out of containers with smaller openings, thus reducing the chance of more people getting drunk at a faster pace. In 2009, the USG purchased 5,000 mugs and they were distributed on a first come, first serve basis.

**Spring Semester Safety Walk:** Each semester the Undergraduate Student Government organizes a campus-wide safety walk to identify concerns and highlight areas where safety conditions need improvement. In the spring, the report pays careful attention to areas where there may be problems during Spring Weekend. The report is published by the Student Affairs Committee and sent to the Chief Operating Officer (Barry Feldman) for his review. In the past, the administration has been very responsive to these reports, but there are some consistent problems that arise during each and every safety walk.



UConn Student Government submitted a post-Weekend editorial that appeared in the *Hartford Courant* on April 29 (see Appendix E), that seemed to foster better relationships with Town, University, and general public constituents. Student interest in promoting a safer Spring Weekend experience was more evident across campus. Students continue to identify strongly with Spring Weekend as a student tradition and wish to see it continue. In numerous discussion venues throughout the year when students, university and town officials discussed the problems surrounding Spring Weekend, student leadership expressed concern about unsafe behavior and a willingness to take initiatives to help reduce incidents and injuries.

#### UNSANCTIONED EVENT CHRONOLOGY

##### Wednesday, April 22

Wednesday night activity was very light. Willington Oaks only had a few small parties due to heavy rain and Willington Oaks' management plan, implemented in cooperation with Troop C. UConn Police supervisors were in contact with the Connecticut State Police supervisors throughout the night. On campus there were two marijuana arrests and one arrest for criminal mischief. The night shift reported a quiet night with no major gatherings.

##### Thursday April 23 – Carriage House Apartments

The largest gathering, held on Thursday, is at the Carriage House Apartment complex. The Connecticut State Police are the primary law enforcement unit for this area. During the evening Hunting Lodge Road is closed to vehicular traffic to assist in pedestrian safety as they leave the apartment complex. Although the primary event is at Carriage House Apartments, parking is not available in this area. Most students and non-students park in UCONN-controlled parking lots and walk to the complex via the Celeron Path or Hunting Lodge Road. UCONN Police responded to several incidents in these areas. UCONN Police, as in years past, established a command post at the Celeron Square Apartment complex.

Connecticut State Police estimated there were 10,000 people at the complex which were cleared from the area around midnight by the State Police and UCONN Police. Two UCONN Police Officers were assaulted by a male at the apartment complex. This male was arrested for assault on a police officer. The UCONN Officers were treated at a local hospital for minor injuries.

##### Friday April 24 – Celeron Square Apartments

The primary focus on this evening is at the Celeron Square Apartment complex. UCONN Police have primary law enforcement jurisdiction in this area. Again, since there is no parking available in this area, most people park in UCONN-controlled parking lots and walk to the apartments via the Celeron Path or Hunting Lodge Road. Several incidents in these areas required police intervention. UCONN Police maintained their command post at Celeron Square.

UConn Police estimated the size of the crowd to be 10,000. Around midnight, with the assistance of the Connecticut State Police, the complex was cleared of non-Celeron Square residents.

#### Saturday April 25 – X-Lot

Saturday's event took place in the X parking lot, located on the UCONN Campus. UCONN Police have primary law enforcement jurisdiction in this area. UCONN Police established a command post in the Staff-9 parking lot adjacent to X-lot.

The crowd size in the parking lot was estimated to be 15,000 people. Around midnight, with the assistance of Connecticut State Police, UCONN Police cleared the parking lot of people.

#### Enforcement Summary

Over the three-day period (Thursday at 4:00 p.m. through Sunday 6:00 a.m.) UCONN Police made 89 arrests. Of the 89 people arrested, 18% were UCONN students. During this same three-day period UCONN Police had 478 calls for service, and issued 55 infractions and 107 warnings. The Connecticut State Police during this time period made 30 arrests, responded to 428 calls for service, and issued 414 infractions and 458 warnings within the Town of Mansfield. (See 2009 Spring Weekend Police Enforcement Data, Appendix A.)

#### Event Chronology - Fire Service

In preparation for the three-day event, the UCONN Fire Department added additional staff at Station 22, and in conjunction with Mansfield Fire Department set up a Level 2 staging area for ambulances at the Depot Campus. This staging area was to provide resources for both UCONN Fire Department Operations and Mansfield Fire Department Operations. The UCONN Fire Department set up their Incident Command Post in Station 22. Mansfield Fire Department set up their Incident Command Post at the intersection Carriage House Drive and Hunting Lodge Road.

#### Thursday April 23 – Carriage House Apartments

Carriage House fire and EMS incidents were handled by the Mansfield Fire Department. Mansfield Fire Department staffed an Incident Command Post, Triage Center, Level 1 Staging, Field EMS Crews, and Fire Crews with a total of 80 personnel. To support their operations, the UCONN Fire Department provided the Mansfield Fire Department with a firefighting crew of four and an EMS Unit with a crew of two. The EMS unit was placed in reserve and was only to be used for police and firefighter injuries. These units remained in Level 1 Staging at Carriage House and were deployed as needed. The UCONN Fire Department responded to numerous calls on campus. The majority of the

calls came after the festivities ended at Carriage House, when students made their way back to campus.

#### Friday April 24 – Celeron Square Apartments

Celeron Square fire and EMS incidents were handled by the Mansfield Fire Department. Mansfield Fire Department staffed an Incident Command Post, Triage Center, Level 1 Staging, Field EMS Crews, and Fire Crews with a total of 80 personnel. To support their operations (as with Carriage House), the UCONN Fire Department provided the Mansfield Fire Department with a firefighting crew of four and an EMS unit with a crew of two. The EMS unit was placed in reserve and was only to be used for police and firefighter injuries. These units remained in Level 1 Staging at Celeron Square and were deployed as needed. To further assist Mansfield with Celeron Square, the UCONN Fire Department assigned a Captain with a crew of four to patrol the rear of Celeron Square and the path leading back to campus. They were used for fire and EMS incidents in that area. The UCONN Fire Department responded to numerous calls on campus. Again, the majority of the calls came after the festivities ended at Celeron Square.

#### Saturday April 25

In addition to handling routine calls, the UCONN Fire Department provided EMS coverage at South Campus where special Spring weekend events were being held. Because of a concern for additional events at both Carriage House Apartments and Celeron Square Apartments, on Saturday night the UCONN Fire Department provided the Mansfield Fire Department with an EMS unit and a crew of two. The EMS unit was placed in reserve and was only to be used for police and firefighter injuries.

##### X Lot:

In preparation for the events at X-Lot, The UCONN Fire Department set up an X-lot Division which consisted of firefighters, paramedics and staff from UHS. Their assignment was to triage, treat and arrange transportation for participants from X-Lot who required medical attention. This division handled the majority of calls for assistance for Spring Weekend.

Mansfield Fire Department dedicated a two-person EMS Unit (Ambulance) and a four-person Fire Unit (Engine Tank) to support UConn FD operations. In addition, Mansfield Fire Department staffed its stations with 45 personnel for town-wide operations as well as mutual aid support.

#### Fire Department Summary:

Over the three-day period (Thursday at 1700 through Sunday 0700), the UCONN Fire Department responded to 185 calls for service. There were no reported injuries incurred by any UCONN Fire Department members, or mutual aid companies that assisted. See 2009 Spring Weekend Fire Department Data (Appendix A).

Over the three-day period (Thursday at 17:00 through Sunday 07:00), the Mansfield Fire Department responded to 97 calls for service. There were no reported injuries incurred by any Mansfield Fire Department personnel, or mutual aid companies that assisted. See 2009 Spring Weekend Fire Department Data (Appendix A).

#### Residential Life Summary

Residential Life cross-referenced the 2009 spring weekend arrest record with the 5,139 registered overnight guests and found that of the approximately 119 arrests, only 6 were registered guests. In reviewing the preliminary number of individual student incidents documented in the residential areas, there was a decline of ten cases from 2008 (See table below).

#### **Approximate Number of Incident Documentations in Residential Areas (153)**

<b>Residential Area report (4/23-4/26/09)</b>	<b>Students</b>
Residential Area 1: Charter Oak Apartments, Busby Suites, Hilltop Apartments, Mansfield Apartments, Northwood Apartments	24
Residential Area 2: East Campus, Husky Village, North Campus, Towers	60
Residential Area 3: Alumni, Buckley/Shippee, South, Northwest	49
Residential Area 4: Hale/Ellsworth, West, Campus, McMahon, Graduate Residences, Garrigus Suites	20

#### **STAFFING COSTS**

##### To the Town of Mansfield:

Throughout Spring Weekend, Mansfield's town officers and assigned resident state troopers worked 548 hours of overtime at a total cost of approximately \$27,400.

The Mansfield Fire Department with assistance from mutual aid fire and EMS agencies devoted approximately 2,317 hours to Spring Weekend operations. Volunteers alone contributed approximately 1,743 hours over the three-day period, and not included in this number of volunteer hours are the support-related activities such as planning and briefing sessions, officer meetings, arrangements for food, and time spent procuring the light tower, generators, tents and other incidentals.

As reported by the Chief of the Mansfield Fire Department, the department's full and part-time fire personnel worked an additional 271.5 hours at a total cost of \$6,546, while the volunteer staff of the Mansfield Fire Department worked an additional 888 hours. Also, using an hourly figure of \$20.25, the value of the volunteer hours contributed by members of the Mansfield Fire Department to the event can be estimated at \$17,982. When the volunteer hours worked from the mutual aid departments is included in the above calculation the value of volunteer

hours can be calculated at \$35,296. Combined with the figure of \$7,824 for paid personnel, this brings the cost for fire and emergency services personnel to \$41,842. This figure does not include the regularly scheduled hours worked by fire personnel or the costs of supplies or equipment costs.

Over the three days of Spring Weekend, additional staffing expenditures for the town police and fire agencies total approximately \$33,946. It should be noted that this cost does not include volunteer time or costs associated with planning, training, or coordination activities. The Connecticut State Police and other responding agencies and organizations undoubtedly experienced significant additional staffing costs as well.

#### To the Connecticut State Police:

As reported by Troop C, the Connecticut State Police incurred \$133,264 in overtime expenditures directly related to Spring Weekend 2009 (this figure does not include costs for compensatory time or straight time).

#### To the University:

The procedures put in place by Residential Life to protect students and property have proved successful in reversing several trends that started to develop in the early 2000s. The professional staff and the Community Assistant presence are significant from Thursday night through early Sunday. Residential Life is exploring ways to reduce the number of staff working the weekend without impacting the recent positive trends in the residence halls. This year, Residential Life was able to substantially reduce the overtime cost by flexing staff schedules and shifting CA coverage. In 2008 the overtime cost was \$34,937 and for this year it was \$13,034, a cost savings of over \$21,000.

#### **Student Affairs: Spring Weekend Statistics and Trends**

	2004	2005	2006	2007	2008	2009
CA additional hours worked	3,486 hours	5,029 hours	4,237 hours	3,174 hours	3,658 hrs	2,978.5 hrs
Number of overnight guests registered	3,371 guests	6,424 guests	6,278 guests	5,451 guests	6,516 guests	5,139 guests
Nursing students volunteer hours	NA	269 hours	221 hours	128 hours	124 hours	200 hours

UConn Spring Weekend 2009 Report

Residence Education professional staff additional hours worked	837 hours	811 hours	687 hours	749 hours	631 hours	736 hours
Total extra cleaning/repair costs	\$10,075.53	\$6,780.77	\$8,888.52	\$6,965.56	\$3,858.00	\$4,545.70

At this time we are unable to accurately report direct or indirect costs to UConn Public Safety for its involvement in Spring Weekend activities. Although the amount is substantial, it has proven difficult to isolate these costs against the ongoing background of UConn Public Safety activity.

## OBSERVATIONS

Each year following Spring Weekend, the primary agencies involved conduct after-action reviews to examine the weekend in detail to determine what actions worked well and what might need improvement. The after-action review is an essential planning tool for the future.

Following spring weekend 2009, the Connecticut State Police and the Mansfield Fire Department both conducted a thorough after-action review. The UConn Department of Public Safety conducted a similar review. The following points are illustrative of comments from all groups:

- More than any other factor, the weather has the most direct effect on unsanctioned-event attendance. Pleasant weather throughout the 2009 Weekend brought a return of the higher attendance numbers of 2007.
- However, the anecdotal observation is that weather does not affect attendance of individuals most likely to be involved in dangerous or criminal behavior. The arrest and incident numbers remain more constant regardless of total event attendance.
- Moving the Spring Concert away from Spring Weekend did not have a significant impact on attendance by non-UConn students during Spring Weekend. It did, however, improve the concert experience in the opinion of UConn Student Affairs.
- Student initiatives before and during the Weekend to influence responsible student behavior seemed to foster better relationships with Town, University, and general public constituents. It is difficult to assess whether these efforts had a noticeable effect on student behavior on the three evenings of unsanctioned parties.
- A combination of efforts by the Town, the University, the State Police, and the management of Willington Oaks Apartments prevented a spontaneous event on Wednesday night. This was a major goal set in pre-event planning.
- The joint initiative by UConn and Mansfield Fire Departments to establish a Level 2 Staging area at the Depot Campus was successful and should be continued.

### LOOKING TO THE FUTURE

- All parties should continue to support and enhance the successful cooperation now established among university, town, state, and private organizations to manage public safety during Spring Weekend. Communication among these groups continues to improve for planning, managing, and assessing each year's event. Efforts should continue to unify all aspects of this effort.
- The successful effort to prevent a fourth night (Wednesday) of unsanctioned activity should continue. This was achieved through cooperation and assistance from a local landlord, working with Town and State police, and University offices and police.
- Town and university officials should increase efforts to engage local landlords and encourage them to control events occurring on their own property. The Town hopes to begin discussion with owners of smaller rental units with a history of disruptive behavior.
- The State Police traffic stops for DUI checks are proving very effective in keeping intoxicated persons from driving to or from the scene, and should be continued.
- In the report delivered to the Board of Trustees by the Committee on Student Life on February 10, 2009, and in discussions within other local town/university groups, concern has been focused on the behavior of 'outside visitors' to the unsanctioned events who are not UConn students. These outside visitors are perceived to be responsible for much of the more serious disruptive and illegal behavior. Better information about these attendees (where they come from, their connection – if any – to the University or to students living here, their age and school affiliations, etc.) could assist future efforts to reduce attendance at unsanctioned activities. The Committee is not sure how gathering this could best be accomplished.
- Listed below are improvements that the Undergraduate Student Government would like to make for Spring Weekend 2010:
  - Spring Weekend Video- Unfortunately, because of time constraints, the USG was not able to produce an educational video on student safety. In the future, the USG plans on utilizing our time at Jorgensen to show a brief video on Spring Weekend safety. The video will be produced by the USG Communications Director and will feature testimonies and safety tips from undergraduate students. Students are tired of being lectured regarding their behavior, so the video is meant to engage students on issues of safety, rather than demanding they act a certain way. The video will be posted online for students unable to attend the rally.
  - Covering Both X-Lot Entrances- In the past, the USG has only covered the entrance to X-Lot facing North Parking Garage, while hundreds of attendees enter in other directions. Next Spring Weekend, USG is going to order more mugs and have members stationed at additional entrances. Hopefully, this will help the USG recycle more glass bottles than before.
  - Safety Report Follow-up Feedback- To avoid reiterating the same concerns in subsequent safety reports, the USG will begin publishing the safety report with a section dedicated to issues that have not been looked into or corrected. This will prevent multiple members from mentioning the same safety concerns in later reports.



- The Town/University Relations Committee will work to improve the presentation and reconciliation of incident data for future reports and for costs associated with preparations and deployment of personnel during the Weekend.

## Appendix A:

## TOTAL PUBLIC SAFETY ACTIVITIES

Statistical summary of police activity(provided by UCONN Division of Public and Environmental Safety)

	UCONN Police	State Police	
<b>Calls for Service</b>			
Thursday 4/23-4/24	135	142	
Friday 4/24 - 4/25	169	148	
Saturday 4/25 - 4/26	174	140	
<b>Total Calls for Service</b>	<b>478</b>	<b>428</b>	<b>906</b>
<b>Arrests</b>			
Thursday 4/23-4/24	14	8	
Friday 4/24 - 4/25	28	12	
Saturday 4/25 - 4/26	47	10	
<b>Total Arrests</b>	<b>89*</b>	<b>30</b>	<b>119</b>
*82% of UCONN Police arrests were not UCONN students			
<b>Infractions</b>			
Thursday 4/23-4/24	24	180	
Friday 4/24 - 4/25	20	119	
Saturday 4/25 - 4/26	11	115	
<b>Total Infractions</b>	<b>55**</b>	<b>414</b>	<b>469</b>
**61% of UCONN Police-given infractions were to non-UCONN students			
<b>Warnings</b>			
Thursday 4/23-4/24	36	230	
Friday 4/24 - 4/25	33	197	
Saturday 4/25 - 4/26	38	31	
<b>Total Warnings</b>	<b>107</b>	<b>458</b>	<b>565</b>

Statistical summary of Fire Service activity

(provided by UCONN Division of Public and Environmental Safety & Town of Mansfield)

**Fire Service 2009 Spring Weekend**

	<b>UConn Fire Department</b>	<b>Mansfield Fire Department</b>	
<b>Calls for Service</b>			
Thursday 4/23-4/24	31	34	
Friday 4/24 - 4/25	54	50	
Saturday 4/25 - 4/26	100	13	
<b>Total Calls for Service</b>	<b>185</b>	<b>97</b>	
			<b>282</b>
<b>EMS Incidents</b>			
Thursday 4/23-4/24	23	31	
Friday 4/24 - 4/25	45	45	
Saturday 4/25 - 4/26	89	7	
<b>Total</b>	<b>157</b>	<b>83</b>	
			<b>240</b>
<b>Fire Responses</b>			
Thursday 4/23-4/24	6	3	
Friday 4/24 - 4/25	5	5	
Saturday 4/25 - 4/26	5	6	
<b>Total</b>	<b>16</b>	<b>14</b>	
			<b>30</b>
<b>Service Calls</b>			
Thursday 4/23-4/24	2	0	
Friday 4/24 - 4/25	4	0	
Saturday 4/25 - 4/26	6	0	
<b>Total</b>	<b>12</b>	<b>0</b>	
			<b>12</b>

Spring Weekend hours of operation for the Fire Departments are from 1700 Thursday afternoon through 0700 Sunday morning.

*Calls for Service* for the Fire Service include EMS responses, fire responses, and service calls.

*EMS Incidents* also include responses that did not require transport, or persons who refused treatment.

*Fire Responses* include any type of fire and automatic alarms (pull stations and smoke detector activation).

*Service Calls* include investigations and trouble alarms.

- Appendix B:

### UConn Spring Weekend Events 2009

#### *Tuesday April 21, 2009*

Event	Location	Hosted by	Date	Time	Cost
<b>Spring Weekend Kickoff</b> "Keep Spring Weekend Safe- It is Our Weekend" Performance by Magician Mike Super	Jorgensen	USG and SUBOG	Tuesday, April 21	7:00 p.m.	FREE

#### *Wednesday April 22, 2009*

No Events held

#### *Thursday April 23, 2009*

Event	Location	Hosted by	Date	Time	Cost
<b>The Other Spring Weekend Concert</b> Student a capella groups followed by reception	St. Mark's Chapel	Escopical Church at Uconn	Thursday, April 23	7:00-8:15 p.m.	FREE
<b>Towers Board Game Night</b>	Trumbull Lounge	Towers Area Council (UTO)	Thursday, April 23	7:00-9:00 p.m.	FREE
<b>East Game/Movie Night</b>	East Campus	East	Thursday, April 23	8:00-10:30 p.m.	FREE
<b>Towers Movie Night</b>	Towers Game Room	Towers	Thursday, April 23	8:00p.m.- close	FREE
<b>Nighttime BBQ/Grillout</b> Music, food, and mocktails	St. Thomas Aquinas Parking Lot	AARC	Thursday, April 23	8:30- 1:00a.m.	FREE

**Friday April 24, 2009**

Event	Location	Hosted by	Date	Time	Cost
<b>East Banana Splits</b>	East Campus Quad	East	Friday, April 24	10:30a.m.-2:30p.m.	FREE
<b>North Area Council Carnival</b> Arts and Crafts, Food, and T-shirts	North Campus	North Area Council	Friday, April 24	2:00-6:00p.m.	FREE
<b>East Margaritas</b>	Outside Whitney Dining Hall	East	Friday, April 24	5:00-7:15p.m.	FREE
<b>Towers Laser Tag</b>	Towers Quad	UTO	Friday, April 24	7:00-11:00p.m.	FREE
<b>East Movie Night</b>	Game Room	East	Friday, April 24	8:00-10:30p.m.	FREE
<b>Nighttime BBQ/Grillout</b> Music and food	St. Thomas Aquinas Parking Lot	AARC	Friday, April 24	8:30p.m.-1:00a.m.	FREE
<b>UConn Late Night: Best of Late Night</b> Mocktails, Pop Culture, Cookies, and Free Stuff	Student Union	SUBOG	Friday, April 24	9:00p.m.-1:00a.m.	FREE
<b>Towers Hot Dog Giveaway</b>	Towers Game Room	Towers	Friday, April 24	11:00p.m.	FREE

**Saturday April 25, 2009**

Event	Location	Hosted by	Date	Time	Cost
<b>Ooza Palooza</b> Live Music, Games, UConn Student Performers, Food	South Campus	Student Alumni Assoc., RHA, Student Activities, SUBOG	Saturday, April 25	9:00a.m.-6:00p.m.	FREE
<b>Oozeball Tournament</b>	South Campus	Student Alumni Assoc., UConn Alumni Assoc.	Saturday, April 25	9:00a.m.-6:00p.m.	\$14/team member

UConn Spring Weekend 2009 Report

<b>Towers Dunk Your CA</b>	Towers Quad	UTO	Saturday, April 25	1:00- 4:00p.m.	FREE
<b>Towers Tie-Dye in the Quad</b>	Towers Quad	UTO	Saturday, April 25	1:00- 4:00p.m.	FREE
<b>Towers Minature Golf</b>	Towers Quad	UTO	Saturday, April 25	1:00- 7:00p.m.	FREE
<b>East Nintendo Wii Tournament</b>	East Game Room	East	Saturday, April 25	2:00p.m.	FREE
<b>East Movie Night</b>	East Game Room	East	Saturday, April 25	8:00- 10:30p.m.	FREE
<b>Towers Game Night</b>	Towers Game Room	Towers	Saturday, April 25	8:00p.m.- close	FREE
<b>UConn Late Night: Best of Late Night</b> Mocktails, Pop Culture, Cookies, and Free Stuff	Student Union	SUBOG	Saturday, April 25	9:00p.m.- 1:00a.m.	FREE
<b>Outdoor Movie: Superbad</b> With Free popcorn	Student Union Mall	Student Activities	Saturday, April 25	9:00p.m.	FREE
<b>East Campus BBQ</b>	East Quad	East	Saturday, April 25	10:30p.m.- 2:30a.m.	FREE

**Sunday April 26, 2009**

Event	Location	Hosted by	Date	Time	Cost
<b>Husky Village BBQ</b> Activites include volleyball games, Twister, and slip-in-slide	Husky Village	Husky Village Area Council and Office of Fraternity and Sorority Life	Sunday, April 26	1:00- 3:00p.m.	FREE
<b>East Frisbee Tourney</b>	East Campus	East	Sunday, April 26	2:00- 3:15p.m.	FREE

## Appendix C:

## Spring Weekend progression of prevention initiatives from 2004 to 2009:

	Prevention Initiative	Objective	Responsible Parties	Year of Initiative					
				'04	'05	'06	'07	'08	'09
1	Letter to the area USG/Programming Board	Students reaching out to students to increase activities on other campuses	USG President	X					
2	Letter to Northeast region Chief Student Affairs Officers	Attempt to have the area universities make prevention attempts to encourage their students not to attend	Dean of Students Office	X	X	X	X	X	X
3	Letter sent to Mansfield area parents and school districts	To explain risks of weekend in attempt to have parents keep High School students away (letters sent to the local High Schools)	State PD, Smith Superintendent, SHS Director, USG Pres, DOS	X	X	X	X	X	X
4	Email to UConn students living on-campus	Outlines behavior that is expected and acceptable in an attempt to have students be responsible during the weekend.	Res Life	X	X	X	X	X	X
5	Email to UConn students	Outlining acceptable behavior and how not to have a problem over the weekend	Chief of Police	X	X	X	X	X	X
6	Email to UConn students	Outlining what is acceptable and expected by the university	VPSA	X	X	X	X	X	X
7	Additional programming	Programming to be offered for Saturday afternoon	Student Activities/ Area Councils	X	X	X	X	X	X
8	Food supplied	Provide free food to slow down intoxication rates  '04 – Thurs night only '05-'09 – Thurs and Fri nights	Area Religious Council	X	X	X	X	X	X
9	Area package stores contacted	Attempt to limit the number of glass containers sold during Spring Weekend to limit the broken glass that injures people	Safer Spring Weekend Committee members '09- USG/MCCP	X	X	X	X	X	X
10	Lighting in Celeron Square parking lot	Safety measure	Celeron Square Management	X					
11	Safety Walk	Identify & ensure operation of blue lighted emergency phones and lights	USG and UConn Police	X			X		X

UConn Spring Weekend 2009 Report

12	Plastic Cups	<p>Replace glass bottles with plastic cups to minimize broken glass and injuries associated.</p> <p>'04 -- handed out by SA staff</p> <p>'05 -- ordered but not handed out -- discussion around adding BAC chart to the cup</p> <p>'06 -- ordered but not handed out -- discussion around having a lid on the cup to prevent additives in the cup</p>	USG	X			X	X	X
13	t-shirts	<p>Prevention message on shirt</p> <p>'05 -- top ten ways to stay safe</p> <p>'06 -- top ten ways to stay safe</p> <p>'07 -- student designed graphic with all things to be concerned about on the weekend</p> <p>'08 - "?"</p> <p>'09 - Message that High School students not invited</p>	USG	X	X	X	X	X	X
14	Themes introduced	<p>'05 -- 'Take Back Spring Weekend' -- to get the student body to understand this is their weekend and 'crashers' are trashing the UConn reputation.</p> <p>'06 -- 'I am UCONN -- You are UCONN!' -- university spirit and pride</p> <p>'07 -- 'Our Campus, Our Weekend, Our UConn!' -- University pride and ownership -- making it clear that this is not a party for the state or nation. Non-affiliated people tend to be the ones who vandalize the campus and do not care about the university reputation</p> <p>'08 -- "to be determined"</p>	Committee and USG		X	X	X	X	X
15	Saturday Concert	<p>Group brought in each year to provide an alternative to X-lot. Police try to end X-lot prior to the concert letting out.</p> <p>'09-No concert during Spring Weekend to see what impact it has on X-Lot</p>	SUBOG & Police	X	X	X	X	X	



UConn Spring Weekend 2009 Report

16	RHA Carnivals	Organized around Res Life complexes during the day on Saturday to provide alternative recreation. Some years larger than others	RHA	X	X	X	X	X	X
17	EMT services	Organized through the town since the inception of Spring Weekend. To provide necessary medical services to students. Mash unit set up outside the unsanctioned event for triage and students needing hospital services are sent to one of 5 area hospitals	Volunteer town EMT's and SHS RN's	X	X	X	X	X	X
18	Bracelets	'05 & '06 - 8,000 for students and 12,000 for friends of students. Goal was to assist students in seeing who is affiliated with the weekend and who is not. Build pride in their university. Byproduct - helped SHS identify students and therefore people with insurance to assist in processing. Students spoke more of the bracelet program in the DC than they did of plans to drink - so it replaced the buzz about alcohol for the weekend. '07 - friends bracelets no longer bought  09 - no bracelets were purchased	SW Comm, USG, Res Life		X	X	X	X	
19	Pep Rally	'05 - student run, speeches regarding safety issues of the weekend, encouraged responsible behavior and how the weekend effects the reputation of their school. Occurred mid April. (approx 500 in attendance - occurred at Student Union)  '06 - Occurred at Student Union - approx 5,000 showed - lines out the door. Huge buzz on campus about the rally. SW t-shirts handed out at event each year  '07 - Event moved to Jorgenson - filled main floor. SUBOG brought in a musical act '09-Event featured videos and safety packs	'05 - USG, UConn PD, SHS  '06 - USG, Student Affairs, UConn PD  '07 - USG, SUBOG, Student Affairs '09- USG/SUBOG		X	X	X	X	X

UConn Spring Weekend 2009 Report

20	Advertising	Publicity for events advertised on specific posters and through the Daily Campus so students will know all of the alternative events occurring	USG		X					
21	Website	<p>'06 -Spring Weekend Website developed to have one location for all of the events scheduled for the weekend (positive and sanctioned events)</p> <p>'07 -- maintained through campus activities -- events and prevention initiative added</p> <p>'09- No website was maintained to deter outsiders from knowing about the weekend</p> <p>'08 -- minutes to SW committee added, history of prevention added, community prevention added</p> <p>'09-not maintained in attempt to avoid advertising external to UConn</p>	'06 SUBOG, SAIT and Dept of AOD'07 Campus activities, Dept AOD, SAIT'08 Dept AOD, SAIT			X	X	X		
22	Alcohol Safety Team	<p>Collaborative effort to train nursing students in recognizing alcohol poisoning. They are then assigned to Res Halls and assist CA's in obtaining assistance for students in medical need. Nursing students gain academic credit through this project.</p> <p>'05 -- 39 students</p> <p>'06 -- 80 students</p> <p>'07 -- 37 students</p> <p>'08 - ? Students</p> <p>'09- 67 Students</p>	AOD, SHS, Nursing, Res Life, Comm Police		X	X	X	X	X	
23	Community Policing Programs	In dining halls regarding staying safe, calling 911, using blue phones and how to report a crime, etc.	UConn Community Police		X					
24	DUI checkpoints	<p>'05 - In place three weeks in advance</p> <p>'06 -- secured a grant to fund/ given fake ID checkers</p> <p>'07 -- introduced on location processing center to speed up process</p>	State Police		X	X	X	X	X	
25	Police Officer presence	'05 -- increased number of officers	State Police		X		X	X		

UConn Spring Weekend 2009 Report

26	Safety Pledge	Students sign a pledge to adhere to safe behavior and are entered into a raffle to win a prize. Promotes safe behavior and defines what it is. Educates on BAC and other risk issues	Bacchus n Gamma (peer group), Res Life, Dept of AOD		X			X	
27	TKE 5K run	Fundraiser for Alzheimer's research – organization asked to hold the event during the Saturday of Spring Weekend	TKE fraternity		X	X			
28	Campus Cable TV	Three separate shows regarding risks of alcohol use. Each presented for a month for the three months leading up to Spring Weekend	UCPTV – student Amanda – made this her semester project against the advice of her station advisor		X				
29	CPTV	President of student prevention group – Bacchus n Gamma, Dan Murphy was interviewed by Connecticut Public Television regarding all of the student driven prevention that has been occurring on campus and in the community regarding Spring Weekend.	CPTV, Bacchus n Gamma		X				
30	Press Conference	Press conference held to address the press before they advocate for the problems of Spring Weekend. This conference highlights all the prevention initiatives	News Stations, Community Town Hall, UConn Pres, Chief of Police (state and UConn police), students in prevention		X	X	X	X	
31	Night Court	UConn Community Standards Office set up business in the UConn PD the nights of Spring Weekend in an attempt to address unacceptable behavior immediately among students being arrested.	UConn PD, Community Standards Office		X	X			
32	BAC Late Night	Prevention programming held during 'UConn Late Night' a week before Spring Weekend to increase student awareness  '06 – another group on campus performed 'mocktails' during late night – may have been counter-productive	Dept of AOD, Campus Activities		X	X			

UConn Spring Weekend 2009 Report

33	Local cable network	Interviews held with local cable channel on prevention efforts over Spring Weekend and on the local radio station	MCCP and AOD (Mayor and Director interviewed)			X			
34	'Don't be that Student'	Campaign based on true stories expressing the horrors of Spring Weekend and how students came so close to very serious harm. Tag line of the campaign was 'don't be that student'. Objective was to get students to look down upon poor choices and therefore be more likely to make positive choices. '06 - Stories received from SHS and PD, written up by AOD and distributed by CA  '07 - recruited stories directly from students	Dept of AOD, SHS, Res Life			X	X		
35	Oozeball	'04 - same as the 20 yrs previous '05 - added a Student Affairs professionals team - get involved with students where they are at  '06 - Oozeball recess - added inflatable apparatus around location (not attended well). Added another food vendor. Dining Services opened Whitney Hall for breakfast to compete against the local bar "Ted's" Kegs and Eggs breakfast.  '07 - administrative team returns '08 - increase in # of courts and Dining services to give food on location and taking swipe card '09 - Moved to South and combined with Southpalooza. Well attended event	Alumni Assoc event/ ResLife/Area Councils	X	X	X	X	X	X
36	Arts Festival	Student run from College of Fine Arts - Festival held in the Student Union all day on Saturday	College of Fine Arts Student			X			
37	Social Norm Campaign	'06 - based on survey results, marketed key prevention messages  '07 - "Find Something Better Campaign"  '08 - Fed Dept of Ed Grant - third campaign on prevention rolled out	Dept of AOD '09- Remember Last Night Committee			X	X	X	X

## UConn Spring Weekend 2009 Report

		09- Grant continued							
38	Survey	First survey of student attitude toward Spring Weekend completed. Found out 40% of students could care less if the event went away. Majority of students attending are Freshmen. This was an enormous prevention tool for the administration – gave the confidence needed to implement far reaching prevention. Discussion happened all the way to the president's office  '08 – second version completed	Dept of AOD, Center for Student Research			X		X	
39	Programming	Organized efforts with Cultural Centers to add programming for the weekend. In addition student activities increased programming as well	Cultural Centers, Student Activities				X	X	X
40	Helpful Packs	Mansfield Apartments CA developed packs for residents including NECASA Cards, AOD Pens, and info on the law and safety at parties	Res Life CA				X		
41	Community	Discussion on adding some community prevention to the web page					X		
42	Late Night	Increased programming in the Student Union, late night activities continued for this weekend	UConn PD, Student Activities, SUBOG				X	X	X
43	Symposium	Connecticut university symposium held at UConn to review our progress and how area universities can assist – held in Nov '07. 9 different universities showed up – approx 30 in attendance.	AOD, Community Standards, DOS, VPSA, Student Activities					X	
44	Lifestar	Bringing Lifestar Helicopter to campus the week of Spring Weekend to allow students to tour the copter and learn the prevention elements put into place to keep them alive	AOD, Fire Dept, Lifestar					X	
45	Reduce Underage Drinking Grant	Town and University grant to reduce underage drinking, held a 'Take It Back' event for High Schoolers and Parents to raise the awareness of the risk and made it clear that Spring Weekend is not for High School students	Community, EO Smith HS, Dept of AOD					X	

## UConn Spring Weekend 2009 Report

46	Community Center late night	Town Community Center partnering with volunteers from Hartford Hospital to provide a late night event on the Friday of Spring Weekend from 8 to midnight as an alternative.	Community Center, Town Manager, Mayor, Dept of AOD, Hartford Hospital					X	
47	'Message in a Bottle'	20 ounce plastic Water bottles to be distributed across campus to students to promote safety measures of knowing what is in your drink (if alcohol measure just one shot), plastic so no broken glass or lacerations, covered -- so no one can add a drug or substance to your drink.	Dept of AOD					X	
48	EMT services	Town volunteer fire department has a "pre-weekend" review with all volunteers to explain the system of providing services to ill or injured students. 2007- Uconn students attended for the first time to see all of the work involved in keeping them safe during the weekend. 2008 - same presentation was given to the students involved in the Alcohol Safety Team project.	Volunteer Fire Departments - Town of Mansfield				X	X	X
49	Helicopter	Helicopter scans the area with a heat sensitive laser in order to identify any passed out bodies in the woods. 2007 - first year no students were passed out in the woods		X	X	X	X		X
50	Ph.D. student Survey	Evaluating prevention initiatives among the student body	Graduate student				X		
51	Residence Hall programs	Provide alternative social activities to residence hall students; such as movie marathons, day trips to New York City and Boston, sporting activities and competitions, craft nights, acoustic band performances, and video gaming competitions.	Residential Life	X	X	X	X	X	X

UConn Spring Weekend 2009 Report

52	Residential Hall Game Rooms	Provide alternative social activities to residence hall students by promoting and utilizing residence hall game rooms; including extended hours over Spring Weekend.	Residential Life	X	X	X	X	X	X
53	Car Smash	Purpose of this philanthropy is to give students a mechanism to release frustrations at the end of the school year that is appropriate. This fraternity has partnered with the Office of Alcohol and Other Drug Services to use their event as a vehicle to get the prevention message out to students.	ZBT, Department of Alcohol and Other Drug Services		X	X	X	X	X
54	3 part series	topics scheduled to speak of laws, responsible drinking and safe sex practices	IFC					X	
55	Southpalooza	Three residential halls are collaborating to provide a large carnival alternative program on Saturday during the day for Uconn students. Entertainment and prevention programs available	South, Shippee, Buckley RHA, Dept of AOD					X	X
56	Door-to-Door Visits Off-Campus	MCCP organized door-to-door visits to remind students of expectations and encourage safety during Spring Weekend.	MCCP				X	X	X
57	Cookouts at off-campus apartment complexes where non-sanctioned events are held	Off-Campus Student Services organized cookouts at Willington Oaks, Carriage House and Celeron to remind students of expectations and encourage safety during Spring Weekend.	Off-Campus Student Services, AOD, Property Managers						X
58	Cookouts at Husky Village	AOD organized a cookout at Husky Village to remind students of expectations and encourage safety during Spring Weekend.	AOD, Off-Campus Student Services, SHS						X
59	Guest limitations and police presence at Willington Oaks	Konover Property Management enforced guest limitations on site during Wednesday night of Spring Weekend. No problems on site.	Property Manager, State Police						X

## **Appendix D:**

### **UConn Residence Hall Guest Policy**

#### **K. Guests:**

**K.1. Guests: General Policies (applicable to all residential areas)** - Anyone not assigned to the specific room/suite/apartment/house is considered a guest. All guests must be escorted through the building by the resident host. Residents are expected to take reasonable action to prevent guests from violating University policies. Residents may be held accountable for behaviors and/or damages caused by the resident's guests. Residents should consult with the

roommates/suitemates/apartmentmates/housemates when inviting guests. Residents must strictly respect the privacy of all fellow residents and fellow residents' right to normal use of their assigned facilities. In locations where single-gender restrooms exist, guests of the opposite gender are required to use authorized facilities that are located on the respective floors or in public areas. Guests must be able to identify whom they are visiting and provide a picture ID and shall not be left in the room unattended. University staff members may require guests to leave the premises, as well as to deny any residential student the privilege of hosting guests. During special events/periods of time, the University may further limit the number of guests allowed in on-campus housing.

**K.2. Guests: Overnight Guests** - Any guest who remains in on-campus housing past 12:00 am is considered an Overnight Guest. Overnight Guests must be registered with the staff and obtain an Overnight Guest pass, which must be carried at all times and be presented to staff upon request. No resident will be allowed more than two overnight guests at one time. Any Overnight Guest requires the approval of the roommate(s). No Overnight Guest may stay more than three (3) consecutive days without the permission of the roommate and the Hall Director or Community Director. No individual may stay as an Overnight Guest in on-campus housing for more than 15 days total in a given semester. Persons who have been removed from on-campus housing for any reason may not return as Overnight Guests following their removal.

**K.3. Guests: Maximum Occupancy (applicable to all residential areas except Husky Village)** - No more than two (2) guests per one (1) resident (who is present) are permitted in a student room/suite/apartment at any given time unless otherwise approved by the University (Residential Life). In Husky Village, the Chapter may have no more than 15 guests on the premises at one time unless otherwise approved by the University (Residential Life).

**K.4. Guests: Social Gatherings** - It is prohibited to publicize/advertise social gatherings or parties to the campus community. The resident host must be in attendance at the social gathering. Should a resident host determine that guests at the gathering are not in compliance with University policies, the resident host is responsible for contacting University staff for assistance.



## Appendix E:

Hartford Courant

FRESH TALK: MEREDITH ZARITHENY and SARAH KOPMAN-FRIED

Bingeing On Opportunity At UConn

April 29, 2009

Over the past week, local news reports have inundated us with pictures and video footage of the University of Connecticut's infamous Spring Weekend. There are snapshots of college students playing beer pong, dancing in the streets and wobbling home late at night, all while undoubtedly inebriated.

Indeed, for three straight days every year, the Storrs campus can be sure to make headline news throughout the state — all thanks to Spring Weekend. But UConn is newsworthy for much more than a bunch of parties, a great basketball program or even an event as infamous as Spring Weekend.

This is easy to forget, especially because UConn carries so many labels: UConn is a state school, a drinking school, a jock school, a party school, right? Wrong. UConn is the No.1 public university in New England according to U.S. News and World Report, and attracts some of the best and the brightest students from around the world.

We know this can be hard to remember, especially since UConn is right in our backyard. Indeed, we both came here because it was relatively inexpensive — and worse, because it was close to home. But what we found here was more than just great sports or lessons in how to chug beer — what we found were opportunities beyond what either one of us expected.

UConn is the place where we were given the chance to study whatever we wanted, alongside professors who are on the cutting edge of their respective fields. UConn is also the place where we had the freedom to immerse ourselves in activities, to learn about responsibility and integrity and ultimately to become leaders in the UConn community. And UConn is the place where we met our best friends — people from around the globe who it feels like we have known for our entire lives.

Both of us know that we made the right decision (albeit possibly for the wrong reasons) when we chose to come here four years ago.

We know because we've changed, we've grown and somehow in between the classes and the parties, the meetings and the football games, we've become adults, ready to stand on our own two feet and make a difference in this state, this country and, we hope, this world. And we know that we owe this to UConn.

Ultimately, what makes UConn a world-class institution is the sheer size, diversity and quality of the community. It is a community with something for everyone — from athletics to academics, and yes, even the occasional party or two.

But what's important to remember is that although it is easy to judge UConn by Spring Weekend (and the resulting 72-hour media frenzy), you shouldn't. Because, if you do, you risk missing out on recognizing a community filled with diversity, scholarship and world-class opportunities.

#### UConn Spring Weekend 2009 Report

•Meredith Zaritheny, 21, of Mansfield is a senior at the University of Connecticut with a double major in political science and communications. She is president of the UConn student body. Sarah Kopman-Fried, 21, Cheshire is a senior at UConn majoring in political science. She is the former editor in chief of the Daily Campus and plans to attend Yale Law School in the fall.

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Appendix F:



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**Town of Mansfield  
Agenda Item Summary**

**To:** Town Council  
**From:** Matt Hart, Town Manager *MWH*  
**CC:** Maria Capriola, Assistant to the Town Manager; Mary Stanton, Town Clerk;  
Bruce Silva, Region #19 Superintendent of Schools  
**Date:** December 14, 2009  
**Re:** Agreement between Regional School District #19 Board of Education and  
Regional School District #19 Administrators Association

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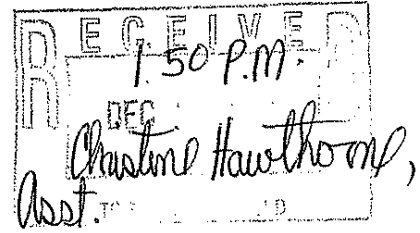
**Subject Matter/Background**

A Master Agreement between Regional School District #19 Board of Education and Regional School District #19 Administrators Association was filed in the Town Clerk's office on December 1, 2009. The term of this contract extends from July 1, 2010 to June 30, 2013. In accordance with Connecticut General Statutes §10-153d(b), notice of this filing was published in The Chronicle on December 4, 2009. This statute also allows the chief executive officer of any member town to request a district meeting to consider the contract. This request must be submitted in writing within fifteen days of the filing of the contract.

The Town Council should discuss whether it wishes to have me request a district meeting to consider the proposed contract.

**Attachments**

- 1) Master Agreement between Regional School District #19 Board of Education and Regional School District #19 Administrators Association.
- 2) Connecticut General Statutes §10-153 d(b)



**MASTER AGREEMENT**

**BETWEEN**

**REGIONAL SCHOOL DISTRICT #19  
BOARD OF EDUCATION**

**AND**

**REGIONAL SCHOOL DISTRICT #19  
ADMINISTRATORS ASSOCIATION**

**JULY 1, 2010 - JUNE 30, 2013**

### PREAMBLE

THIS AGREEMENT IS MADE AND ENTERED INTO ON THE 3<sup>rd</sup> day of November, 2009 by and between the Regional School District #19 Board of Education (hereinafter referred to as the "Board") and the Regional School District #19 Administrators Association (hereinafter referred to as the "Association") or by the same employee organization under any other name it might subsequently choose.

WHEREAS, the Board and the Association recognize and declare that providing a quality education for the children at the Edwin O. Smith High School is their primary mutual aim and responsibility, and the character of such education depends predominantly upon the quality and morale of the professional staff, and

WHEREAS, both parties recognize the importance of responsible participation by the entire professional staff and the Board of Education in the educational process and growth of the Regional District, and to this end agree to maintain communication which will aid the District in reaching its goals,

WHEREAS, the parties have reached certain understandings which they desire to confirm in this Agreement.

IT IS HEREBY AGREED AS FOLLOWS:

### ARTICLE I, RECOGNITION

- A. The Board hereby recognizes the Association as the exclusive representative for a bargaining unit including all certified professional employees of the Board of Education employed in positions requiring possession of an administrator or supervisor certificate, or the equivalent, provided that an employee possessing such certificate performs administrative or supervisory duties at least fifty percent (50%) of the assigned time, and excluding any employee below the rank of vice principal and other employees excluded under the provisions of the Teacher Negotiation Act, Conn. Gen. Stat. 10-153a et seq. The Association accepts such recognition and agrees to represent all administrators equally.
- B. The term "Administrator" when used hereinafter shall refer to all professional employees as described in paragraph A in this Article who are represented by the Association.
- C. The Board agrees to provide each Administrator with a complete text of this Agreement and any successor agreement.

## ARTICLE II, LEAVE PROVISIONS

### A. Sick Leave

Each Administrator shall receive a leave of absence for bona fide illness of up to eighteen (18) school days each year. Unused sick leave may be accumulated up to a maximum of 225 days. Each Administrator shall be notified of his/her accumulated sick leave by October 1st of each school year. No sick leave will accumulate while an Administrator is on a leave of absence without pay. The Superintendent may require a doctor's certificate in cases of suspected sick leave abuse. Up to three (3) sick leave days each year may be used for illness in the immediate family (as defined in paragraph C). In case of catastrophic illness or injury, additional sick leave may be approved by the Superintendent and/or Board of Education if an Administrator has exhausted his/her accumulated sick leave.

Any Administrator who takes an unpaid leave under the FMLA because of serious health condition must substitute any accumulated paid sick leave for unpaid FMLA leave. Any used paid sick leave which qualifies as FMLA leave will count against the twelve (12) weeks of annual FMLA leave to which the employee is entitled.

Any Administrator who takes an unpaid leave under the FMLA in order to care for a spouse, child, or parent must substitute any accumulated sick leave which would be granted for an illness in the immediate family under this section. Any paid sick leave used for an illness in the immediate family which qualifies as FMLA leave will count against the twelve (12) weeks of annual FMLA leave to which the Administrator is entitled.

### B. Personal Leave

Each Administrator will be entitled to three (3) days annually of paid leave of absence for personal business which cannot be conducted outside of school hours and which necessitates an absence beyond the Administrator's control. Except in emergencies, requests for such leave must be made in writing and at least 48 hours in advance to the Superintendent. Reasons for personal leave may include:

1. court appearance in response to a subpoena;
2. real estate closing;
3. wedding of employee or member of the immediate family;
4. graduation of employee or member of the immediate family;
5. religious holy days (if all three (3) personal leave days are exhausted under this subsection, the Superintendent will grant one (1) additional leave day for one of the other reasons listed in the subparagraph);
6. personal business of a sensitive nature



C. Bereavement Leave

The Superintendent shall grant up to five (5) days annually of special leave with pay to enable an Administrator to attend a funeral as a result of the death in the immediate family.

"Immediate family" for the purpose of this article is defined as parent, grandparent, spouse, civil union partner, sibling, child, or grandchild. In cases of suspected abuse, the Superintendent may request verification of the date of death and the relationship of the deceased. Additional leave may be granted by the Superintendent in his sole discretion.

D. Childbearing Leave

Absences related to disability as a result of pregnancy, childbirth, and related conditions shall be treated as any other physical disability. Such absences shall be with pay to the extent of accrued sick leave. Leave without pay beyond any accrued sick leave shall be available for such reasonable further period of time as a female Administrator is determined by a physician to be unable to perform the duties of her job because of pregnancy or conditions attendant thereto, such period normally not to exceed twelve (12) weeks. Any paid or unpaid leave under this provision shall be counted against any FMLA leave.

Administrators may continue to participate in all Board group health insurance plans at the level of premium contribution required in the Agreement for the duration of any paid leave or FMLA unpaid leave. The Board may recover, at the level of premium contribution required in the contract, premiums it paid for maintaining group health plan coverage during any period of unpaid FMLA leave if the Administrator fails to return to work after his/her FMLA leave entitlement is expired, unless the reason the Administrator does not return to work is due to (1) the continuation, recurrence, or onset of a serious health condition that would entitle the Administrator to FMLA leave, or (2) other circumstances beyond the control of the Administrator. An Administrator whose FMLA leave has expired may continue to participate in Board group health insurance plans provided he/she pays all of the premium costs.

E. Childrearing Leave

The Board of Education, in its discretion, may grant a leave of absence without pay for childrearing purposes for a period of up to the balance of the semester in which the child was born or adopted and one additional full semester. Such leave shall be in addition to any period of childbearing leave, but shall be counted against any FMLA leave. For the purposes of this leave provision, July and August shall be considered as part of the first semester of the school year.

Administrators may continue to participate in Board group health insurance plans at the level of premium contribution as required under this Agreement only for the duration of FMLA leave. When FMLA leave has expired, Administrators may continue to participate in Board group health insurance plans provided that they pay all of the premium costs.

F. Professional Leave

The Board of Education, in its discretion, may grant leave with pay for activities including participation in professional meetings, conferences and conventions, or visiting other schools, when such activities are expected to result in the improvement of the quality of education in the E.O. Smith High School. Professional days for these purposes will be granted only upon approval of the Superintendent. The Board may pay reasonable expenses approved in advance for conferences, conventions and professional meetings, depending on yearly budgeted funds.

G. Sabbatical Leave

1. The Board of Education in its sole discretion may grant sabbatical leaves for study, research, educational travel, examination of other schools' programs or curriculum, curriculum development, scholarly writing, or other educationally or professionally beneficial activity. Administrators will be eligible for an initial sabbatical leave at 1/2 pay for either one semester or one full school year after seven (7) consecutive full school years of active service. A second or subsequent sabbatical leave may be granted after each seven (7) year period of continuous service at Edwin O. Smith High School. Administrators may continue to participate in Board group health insurance plans by paying the employee cost share of such health insurance as described in the provisions of this Agreement addressing health insurance.
2. Requests for sabbatical leave must be received by the Superintendent in writing in such form as may be required, not later than February 1, if the leave is to commence the following September, or June 1, if the leave is to commence the following February. These deadlines may be waived at the discretion of the Superintendent/Board, when fellowships, grants, scholarships, etc. are awarded later in the year, which would make such deadlines unreasonable.
4. No benefits shall be provided to Administrators on sabbatical leave beyond those stated in this section.
5. The granting of sabbatical leave shall be predicated upon available funding and whether the Board can find a qualified "long-term substitute" for the duration of the sabbatical leave without compromising the operation/administration of the school.
6. Administrators are obligated to perform a minimum of one full year of service to the school district following sabbatical leave. Failure to comply with this provision, except in the case of death of the Administrator, shall obligate the Administrator to refund salary received during the period of the sabbatical. In extenuating circumstances, the Board may, in its discretion, consider releasing the Administrator from his/her obligations under this provision.

H. General Leave

The Board of Education in its sole discretion may consider requests for other leaves of absence with or without pay. The Board's decision on a request submitted under this provision shall be final, and not subject to the grievance arbitration provisions of this Agreement. An Administrator on general leave without pay will have the option of participating in all group health plans, provided that the Administrator pays the full premium cost of such plans. No other benefits shall accrue or be available during general leave.

I. FMLA Leave

Any "eligible employee," as defined under the Family and Medical Leave Act (FMLA), 29 U.S.C. 2601 *et seq.*, is entitled to twelve (12) weeks unpaid leave during a twelve-month period. A twelve-month period is equivalent to one contract year, July 1 through June 30.

Administrators must comply with all notice provisions of the FMLA in order to qualify for such leave.

J. Leave for Work-Related Injury

The Board of Education guarantees Administrators no loss of pay for injuries for which they can establish eligibility for Workers' Compensation for as long as such eligibility exists, but in no case for more than one calendar year from the date of injury. The Administrator's sick leave will be used on a pro-rata basis to compensate for the difference between normal salary and that received through Workers' Compensation.

### ARTICLE III. WORK YEAR AND SALARIES

- A. The work year for Administrators shall be two hundred sixty (260) days.
- B. The Board agrees to provide for payroll deductions to the Northeast Family Federal Credit Union, the Connecticut State Employees Credit Union, Inc. and any other institutions willing to participate in such an arrangement, both presently and in the future. Each Administrator may elect direct, electronic deposit to the financial institution of his/her choice. The receiving financial institution must have the capability to process electronic transmissions in order for an employee to utilize direct deposit. The Region will make every attempt to process payroll in a timely manner so that it is received by the particular financial institution on a consistent day. However, the Region shall be held harmless in the event that the financial institution fails to credit the employee's account in a timely fashion.
- C. The Board agrees to provide for payroll deductions for annuities or other retirement programs as needed.

- D. Administrators shall be paid on a twelve (12) month basis with 26 equal payments to be issued by check to be issued every other Wednesday throughout the year. Payments shall be made based on the salaries described in the Appendices to this Agreement.
- E. Any Administrator hired before January 1, 2005 shall be paid an additional \$2,500 stipend for an earned doctorate degree.
- F. The Board reserves the right for the Superintendent to exercise appropriate discretion concerning the wages paid to a newly hired Administrator, taking into account the individual's prior Administrative experience or "other" relevant experience which, in the Superintendent's judgment, will contribute to the Regional School District. In such case, the Superintendent has the discretion to start a newly hired Administrator at anywhere between ninety percent (90%) and the full stated salary described in the Appendices to this Agreement, with the second year salary being anywhere between the starting salary and the full stated salary and the third year being at the full stated salary.

#### ARTICLE IV, VACATION

- A. Administrators shall receive twenty-five (25) vacation days per year that may be taken only with the advance approval of the Superintendent. Unused days for the current school year, not to exceed forty-eight (48) days, may be carried over into the following school year.
- B. Upon retirement, or departure other than for reasonable and/or just cause where such retirement or departure does not occur during the school year, an Administrator shall receive a full days pay for each unused vacation day, up to a maximum of twenty-five (25) days.

#### ARTICLE V, HOLIDAYS

Administrators shall be entitled to the following holidays:

New Year's Day	Columbus Day
Martin Luther King Day	Veterans' Day
President's Day	Thanksgiving Day
Good Friday	Day After Thanksgiving
Memorial Day	Day Before Christmas
Independence Day	Christmas Day
Labor Day	New Year's Eve

The above holidays shall be celebrated on the day declared by the federal or state governments, or in lieu thereof, by the Board of Education, as the official day of celebration and only when school is not in session.

## ARTICLE VI. INSURANCE BENEFITS

- A. Each full-time bargaining unit member and eligible dependents may enroll in the health and dental insurance plans or their equivalent described below, with the premium payments provided in subparagraph B below. An eligible dependent child shall be defined as the unmarried child of an Administrator up to age 19, unless the child is a full-time student at a recognized college, university, or trade school, in which case the dependent child is covered to age 25 and for whom the insurance provider may require yearly proof of student status. Any Administrator not covered by the insurance benefits under this Agreement may elect to purchase such insurance coverage by paying the full insurance premiums, including the life insurance premium.

1. Century Preferred Plan (PPO) administered by Anthem Blue Cross and Blue Shield of Connecticut, as well as other coverage described in the plan booklet.

**In-Network Services:**

Office visit co-pay - \$20 per visit  
Emergency Room visit - \$50 per visit  
Home and office maximum – unlimited  
Mental Health Parity  
In patient surgical/hospital - \$100  
Urgent Care - \$25  
Prescription Drugs – Generic \$10/Formulary \$20/Non-Formulary \$30  
(\$3,000 maximum per calendar year), including oral contraceptives, at one times the co-pay for mail order.

**Out-of-Network Services:**

Deductible - \$200/\$400/\$500  
Coinsurance - \$80% to \$1000/\$2000/\$2500

2. Anthem Blue Cross and Blue Shield of Connecticut Health Maintenance Organization Plan, with oral contraceptives, mental health parity, as well as other coverage described in the plan booklet.

**In-Network Services:**

Well Care - \$15  
Primary care office visits - \$15 per visit  
Specialist consultations - \$15 per visit  
Emergency Room - \$50 per visit  
Urgent Care - \$25  
Prescription Drugs – Generic \$10/Formulary \$20/Non-Formulary \$30, at one times the co-pay for mail order (unlimited maximum per calendar year)

**Out-of-Network Services:**

Deductible - \$250/\$500/\$750  
Coinsurance - \$80% to \$1500/\$3000/\$4500

2. Anthem Blue Cross and Blue Shield of Connecticut Dental Plan.

B. Employee premium payments for the health and dental insurance described above shall be allocated as follows:

1. Anthem Blue Cross and Blue Shield Preferred Provider Organization (PPO):

	<u>Board Payment</u>	<u>Administrator Payment</u>
Effective July 1, 2010	<u>84%</u>	<u>16%</u>
Effective July 1, 2011	<u>83%</u>	<u>17%</u>
Effective July 1, 2012	<u>82%</u>	<u>18%</u>

2. Anthem Blue Cross and Blue Shield Health Maintenance Organization (HMO) Plan:

	<u>Board Payment</u>	<u>Administrator Payment</u>
Effective July 1, 2010	<u>89%</u>	<u>11%</u>
Effective July 1, 2011	<u>88%</u>	<u>12%</u>
Effective July 1, 2012	<u>87%</u>	<u>13%</u>

The above-identified percentages are applicable to all three categories of insurance coverage (individual, employee plus dependent, and family).

The Board will notify the Association of any premium increases on an annual basis by September 1.

The Board shall provide a Section 125 pretax salary deduction plan in accordance with the applicable provisions of Section 125 of the Internal Revenue Code (and in accordance with any amendments to said provisions) so long as said provisions allow for such a plan. Said plan will be designed to permit exclusion from taxable income of the Administrators' share of health insurance premiums, allowable medical expenses, and dependent care pursuant to IRS regulations for those Administrators who complete and sign the appropriate salary deduction form as provided by the Board. The Board shall incur no obligation to engage in any form of impact bargaining in the event that a change of law reduces or eliminates the tax-exempt status of the Administrator's insurance premium contributions. Neither the Association nor any Administrator covered by this Agreement shall make any claim or demand, nor maintain any action against the Board, or any of its members or agents for taxes, penalties, interest, or other costs or loss arising from the use of the salary deduction form, or from any change in law that may reduce or eliminate the tax benefits to be derived from this plan. Further, the parties agree that the health insurance benefits and the administration of those benefits shall continue to be governed by the collective bargaining agreement and the carrier's insurance plan.

- C. The Board will provide a general liability insurance policy to indemnify Administrators for errors and omissions in the course of their employment.
- D. The Board shall provide, without cost, for each full time Association member a term life insurance policy equal to twice (2x) their annual salary at no cost to the Administrator.
- E. Retiring Administrators may elect to continue health insurance benefits provided by the Board of Education, which benefits may change from time to time through negotiations with the Association. The retired Administrator electing to continue such benefits shall pay to the Board the full cost of the insurance on a monthly basis at the group rate and according to state or federal laws and subject to any restrictions set by the insurance carrier.
- F. All members of the Association shall be eligible for the "flexible benefits program".
- G. The insurance plans described in this article shall be subject to and governed by the Century Preferred Plan (PPO) and the Health Maintenance Organization (HMO) Plan administered by Anthem Blue Cross and Blue Shield of Connecticut, a copy of the plan descriptions are available in the Superintendent's office.
- H. The Board reserves the right to change insurance carriers, provided that benefits are substantially similar to the benefits provided herein. The Board will meet and confer with the Association regarding any contemplated changes in order to effect the best possible communication and planning. The proposed change will be presented to the Association for a minimum of thirty (30) days. If the Association does not agree that the proposed plan is substantially similar to the current plan, the proposed change will be submitted to arbitration before an arbitrator knowledgeable regarding health insurance plans and no change will take place until the parties have received the award in such a case.

#### **ARTICLE VII, BOARD PREROGATIVES**

Except as specifically abridged or modified by the language of this agreement, the Board has and will continue to retain, whether exercised or not, the sole right, responsibility and prerogative to direct the operation of the public schools in the Region in all its aspects, including but not limited to the following: to employ, assign and transfer Administrators, those powers specified in Sections 10-220, 10-221, and 10-222 of the Connecticut General Statutes; to create and eliminate positions; to suspend or to dismiss the employees of the schools in the manner provided by statutes; to prepare and submit budgets to the regional district and in its sole discretion, to expend monies appropriated by the district; to make such transfers of funds within the appropriated budget as it shall deem desirable; to establish or continue policies, practices, and procedures for the conduct of school business and from time to time, to change or abolish such policies, practices and procedures; to discontinue processes or operations or discontinue their performance by employees; to select and determine the number and types of employees required to perform the school's operations; to establish contracts or subcontracts for school operations; and to determine the care, maintenance and operation of equipment and property used for and on behalf of the purposes of the school district; to ensure that incidental duties connected

to school operations, whether enumerated in job descriptions or not, shall be performed by employees; and to create job descriptions and revise existing job descriptions as deemed necessary.

#### ARTICLE VIII, GENERAL

- A. No written reprimand or suspension notice shall be placed in an Administrator's personnel file unless the Administrator has been notified and has had an opportunity to review the material. The Administrator may submit a written notation regarding any material, and the same shall be attached to the file copy of the material in question. If an Administrator is asked to sign material placed in his/her file, such signature shall be understood to indicate his/her awareness only of the material, but in no instance shall said signature be interpreted to mean agreement with the content of the material.
- B. No Administrator shall be suspended, demoted or disciplined without reasonable and just cause and without receiving a statement of the reasons in writing, and an opportunity to meet with the Superintendent in the presence of an Association representative.
- C. Each Administrator shall be evaluated on an annual basis by the Superintendent in accordance with state law and the policies of the Board of Education. Prior to filing the formal evaluation document with the Board of Education, the Superintendent shall hold an informal meeting with the Administrator at which time the reasons for particular ratings and suggestions for improvement shall be given. The Administrator may attach an addendum to any evaluation document filed. Such evaluation and addendum, if any, shall be kept in the Administrator's personnel file and shall not be considered public information unless otherwise provided by law. The Board of Education, upon the recommendation of the Superintendent, may withhold all or a portion of an Administrator's annual salary increase, when performance is determined to be unsatisfactory.
- D. The Board shall provide for the reimbursement of up to one-half (1/2) the cost of courses approved by the Superintendent taken for professional development by the Administrator at any accredited college or university; however, reimbursement shall not exceed one-half (1/2) of the rate per credit at the University of Connecticut when the course is taken. There shall be a maximum of six (6) courses per year (two courses per semester), including summer session, for each Administrator.
- E. If an Administrator has approval by the Superintendent to use his/her automobile to carry out his/her respective job-related duties, the Board shall pay the Board approved rate to cover the additional costs.



## ARTICLE IX, ANNUITY

The District shall establish and maintain a 401A Retirement Plan in the name of each Administrator. The Board shall make annual contributions into the fund of \$1,500 a year for each employee. It is expected that the Board will make such annual contributions in each successive year, provided that the annual budget allows for such contributions. An Administrator with five (5) consecutive years of service and enrollment in the Plan shall become fully vested. To the extent allowed by law and at no cost to the Board of Education, appropriate deductions to the Teacher Retirement Board shall be made from this contribution.

## ARTICLE X, GRIEVANCE PROCEDURE

### A. Introduction

The purpose of the grievance procedure is to secure, at the lowest possible level, expeditious resolutions of disputes and problems. Accordingly, the Board and the Association agree that during the term of this contract, all grievances as defined below shall be settled in accordance with the provisions of this grievance procedure. However, nothing herein shall be construed to prevent any individual employee from (1) informally discussing a grievance with the Superintendent or (2) processing a grievance in his/her own behalf under this grievance procedure, excluding arbitration.

### B. Definitions

1. A "grievance" shall mean (a) a complaint by an Administrator or group of Administrators that there has been a violation, misinterpretation, or misapplication of a specific and explicit provision of this Agreement; (b) a complaint regarding conditions of employment provided that grievances under this subparagraph are not subject to arbitration under this Article. Grievances based on the Preamble of this Agreement shall not be subject to arbitration.
2. "Days" shall mean school days, except during the summer break when days shall mean business days, excluding Saturdays, Sundays and holidays.

### C. Time Limits

1. Since it is important that grievances be processed as rapidly as possible, the number of days indicated at each step shall be considered as a maximum. The time limits specified may, therefore, be extended only by written agreement of the parties in interest.
2. Any grievance as defined above not presented for disposition through the grievance procedure set forth here and within twenty (20) days of the time when the Administrator knew or reasonably should have known of the event or occurrence giving rise to the grievance shall be deemed waived and not thereafter considered a grievance under this agreement.

3. Failure by the grievant at any level to appeal a grievance to the next level within a specified time limit shall be deemed to be acceptance of the decision rendered at that level, and such decision shall thereafter be binding upon the Administrator and Association. The Board recognizes the importance of responding promptly to grievances at each level. However, failure by the Board or its agents to respond to a grievance within the time limits set forth at any step shall be deemed denial of the grievance, and shall entitle the grievant to proceed immediately to the next step.
4. The written statement of the grievance shall include a statement of facts, the specific contract provision claimed violated or working condition giving rise to the complaint, and the remedy requested.

D. Informal Procedure

If an Administrator feels that he/she may have a grievance, he/she may first discuss the matter with the Superintendent in an effort to resolve the problem informally. The Administrator shall have the right to request that a member of the Association be present during such meeting.

E. Formal Procedure

1. Level One - Superintendent of Schools

- a. If an Administrator is not satisfied with the disposition of his/her grievance at the informal stage, he/she may, within five (5) days after informally discussing the matter with the Superintendent submit his/her grievance in writing to the Superintendent. No change shall be made in the subject matter of the original grievance, with the understanding that procedural issues may be raised at any level.
- b. The Superintendent shall, within ten (10) days after receipt of the grievance meet with the Administrator for the purpose of resolving the grievance, and hearing relevant information. The Superintendent shall, within ten (10) days after such meeting, render his/her decision and the reasons therefore in writing to the Administrator, with a copy to the Association.

3. Level Two - Board of Education

- a. In the event that a grievance is not resolved at Level One, the Administrator may, within five (5) days after the decision, or within fifteen (15) days after the meeting with the Superintendent, submit the grievance in writing to the Board of Education. No change in the subject matter of the original grievance shall be made, except that procedural issues may be raised at any level.

- b. The Board of Education or its designated committee shall meet with the Administrator for the purpose of hearing the grievance not later than fifteen (15) days after receipt of the grievance.
- c. The Board shall, within fifteen (15) days after such meeting, render its decision and the reasons therefore in writing to the Administrator, with a copy to the Association.

4. Level Three - Arbitration

- a. In the event a grievance is not resolved at Level Two, the Administrator may, within five (5) days after the decision, request in writing to the President of the Association that his/her grievance be submitted to arbitration.
- b. The Association may, within five (5) days after receipt of such request, submit the grievance to arbitration by so notifying the Board of Education in writing, and by filing a request for arbitration under the Voluntary Labor Arbitration Rules of the American Arbitration Association, which shall act as the administrator of the proceedings and conduct them in accordance with its administrative procedures, practices and rules. In no event shall submission to the American Arbitration Association be made later than ten (10) days following the decision of the Board of Education or expiration of the time limit for making such decision, whichever occurs first.
- c. No employee may file for arbitration as an individual and only the Association may file an appeal for arbitration hereunder.
- d. The arbitrator shall have authority only to hear grievances as defined in this article. The arbitrator selected shall hear and decide only one grievance in each case. The arbitrator shall be bound by and must comply with all other terms of this Agreement. The Arbitrator shall not have the power to add to, delete from, or modify in any way any of the provisions from this Agreement.
- e. The arbitrator shall render his/her findings of fact, reasoning and conclusions on the issues submitted, and the decision of the arbitrator shall be binding upon the parties. The cost for the services of the arbitrator shall be borne equally by the Board and the Association.
- f. No disposition of any grievance at any level shall be contrary to the provisions of this agreement or applicable law.

F. Rights of Administrators to Representation

- 1. Any grievant may be represented at any level of the procedure by another Administrator of his/her own choosing. When an Administrator is not represented by the Association, the Association will promptly be notified and have the right to be present and to state its

views at all stages of the procedure. The Association agrees to represent all Administrators equally without regard to membership or participation in or association with, the activities of the Association or any other employee organization.

2. Either the Association or the Board may call upon the professional services and assistance of their choosing, for consultation and assistance at any stage of the procedure.

G. Miscellaneous

1. All documents, communications, and records dealing with the processing of grievances shall be filed separately from the personnel files of the participants.
2. Forms for filing and processing grievances and other necessary documents shall be prepared by the Association and the Superintendent and made available through the Association so as to facilitate the operation of grievance procedure.
3. No reprisals shall be taken by either party or any member of the administration against any participant in the grievance procedure by reason of such participation.
4. Meetings shall be conducted at mutually agreed upon times and places which shall afford reasonable opportunities for involved persons to attend.

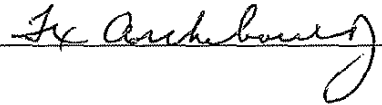
ARTICLE XI, DURATION

- A. This Agreement shall take effect July 1, 2010 and shall remain in full force and effect up to and including June 30, 2013.
- B. If any provision of this Agreement is determined to be contrary to law, such provision shall be severed from this Agreement, and shall not be performed or enforced. However, such finding will have no effect on the remaining portion or portions of this Agreement, and both parties agree to meet and bargain such new language as is necessary to comply with legal restrictions.
- C. This Agreement contains the full and complete agreement between the Board and the Association on all bargainable issues, and neither party shall be required during the term hereof to negotiate or bargain upon any issue, whether it is covered or not covered by this Agreement. All prior practices, agreements, and understandings are void and of no force and effect unless specifically incorporated herein.
- D. This Agreement shall not be altered, amended, or changed except in writing, in a document signed by both the Association and the Board, which amendment shall be appended to and become a part of this Agreement. However, it is recognized that neither party has any obligation to negotiate such an amendment or modification during the life of this Agreement.

IN WITNESS WHEREOF, the parties have executed this agreement this 16 day of  
November 2009.

REGIONAL SCHOOL DISTRICT NO. 19  
BOARD OF EDUCATION

REGIONAL SCHOOL DISTRICT NO. 19  
ADMINISTRATORS ASSOCIATION

By 

By 

**APPENDIX A-1**

**SALARY SCHEDULE 2010-2011**

**Represents GWI of 2.1% above the wages in effect as of June 30, 2010**

<b><u>Position</u></b>	<b><u>Salary</u></b>
Principal	\$139,507
Assistant Principal	\$123,492
Director of Special Services	\$123,492
Athletic Director	\$100,633

**APPENDIX A-2**

**SALARY SCHEDULE 2011-2012**

**Represents GWI of 2.5% above the wages in effect as of June 30, 2011**

<b><u>Position</u></b>	<b><u>Salary</u></b>
Principal	\$142,995
Assistant Principal	\$126,579
Director of Special Services	\$126,579
Athletic Director	\$103,149

**APPENDIX A-3**

**SALARY SCHEDULE 2012-2013**

**Represents GWI of 2.5% above the wages in effect as of June 30, 2012**

<b><u>Position</u></b>	<b><u>Salary</u></b>
Principal	\$146,570
Assistant Principal	\$129,743
Director of Special Services	\$129,743
Athletic Director	\$105,728



## **SIDE LETTER OF AGREEMENT**

**Between**

**REGIONAL SCHOOL DISTRICT #19 BOARD OF EDUCATION**

**and**

**REGIONAL SCHOOL DISTRICT #19 ADMINISTRATORS ASSOCIATION**

### **Re: Adding Athletic Director to Bargaining Unit**

The Regional School District #19 Board of Education (hereinafter "Board") and the Regional School District #19 Administrators Association (hereinafter "Association") have mutually agreed to add the position of Athletic Director to the existing Association bargaining unit. In conjunction with the agreement to add the position of Athletic Director to the existing Association bargaining unit, the Board and Association agree that the Athletic Director shall be subject to all of the terms of the July 1, 2010 – June 30, 2013 Collective Bargaining Agreement, except those provisions described in and/or modified by this Side Letter of Agreement.

The Board and Association hereby agree to the following:

1. Article III, Work Year, ¶A – The work year for the Athletic Director shall be two hundred and five (205) days.
2. Article IV, Vacation – This Article of the Collective Bargaining Agreement shall not apply to the Athletic Director.
3. Article V, Holidays – This Article of the Collective Bargaining Agreement shall not apply to the Athletic Director.
4. The Athletic Director shall be paid a salary in accordance with Appendix A-1 to A-3 of the Collective Bargaining Agreement.

All other Articles and Sections of the Collective Bargaining Agreement not specifically described in and/or modified by this Side Letter of Agreement shall apply as written to the Athletic Director.

The Board and Association agree further that this Side Letter of Agreement addresses and resolves all issues related to the wages, hours, benefits and terms and conditions of employment related to the agreement between the Board and Association to add the position of Athletic Director to the Association bargaining unit.


Agreed to and approved by the undersigned.

For the Regional School District #19  
Administrators Association



11/25/09  
Date

For the Regional School District #19 Board of  
Education



November 16, 2009  
Date

Cited, 5 CA 253. Teacher negotiations act cited. Id. Connecticut teacher negotiation act, Secs. 10-153a-10-153n cited. 23 CA 727. Teacher Negotiation Act (TNA) cited. 35 CA 111.  
Cited, 27 CS 298. Cited, 28 CS 266. Cited, 38 CS 80.  
Subsec. (b).  
Cited, 226 C. 704.

**Sec. 10-153d. Meeting between board of education and fiscal authority required. Duty to negotiate. Procedure if legislative body rejects contract.** (a) Within thirty days prior to the date on which the local or regional board of education is to commence negotiations pursuant to this section, such board of education shall meet and confer with the board of finance in each town or city having a board of finance, with the board of selectmen in each town having no board of finance and otherwise with the authority making appropriations therein. A member of such board of finance, such board of selectmen, or such other authority making appropriations, shall be permitted to be present during negotiations pursuant to this section and shall provide such fiscal information as may be requested by the board of education.

(b) The local or regional board of education and the organization designated or elected as the exclusive representative for the appropriate unit, through designated officials or their representatives, shall have the duty to negotiate with respect to salaries, hours and other conditions of employment about which either party wishes to negotiate. For purposes of this subsection and sections 10-153a, 10-153b and 10-153e to 10-153g inclusive, (1) "hours" shall not include the length of the student school year, the scheduling of the student school year, the length of the student school day, the length and number of parent-teacher conferences and the scheduling of the student school day, except for the length and the scheduling of teacher lunch periods and teacher preparation periods; and (2) "other conditions of employment" shall not include the establishment or provisions of any retirement incentive plan authorized by section 10-183jj. Such negotiations shall commence not less than two hundred ten days prior to the budget submission date. Any local board of education shall file forthwith a signed copy of any contract with the town clerk and with the Commissioner of Education. Any regional board of education shall file forthwith a signed copy of any such contract with the town clerk in each member town and with the Commissioner of Education. Upon receipt of a signed copy of such contract the clerk of such town shall give public notice of such filing. The terms of such contract shall be binding on the legislative body of the local or regional school district unless such body rejects such contract at a regular or special meeting called and convened for such purpose within thirty days of the filing of the contract. If a vote on such contract is petitioned for in accordance with the provisions of section 7-7, in order to reject such contract, a minimum number of those persons eligible to vote equal to fifteen per cent of the electors of such local or regional school district shall be required to participate in the voting and a majority of those voting shall be required to reject. Any regional board of education shall call a district meeting to consider such contract within such thirty-day period if the chief executive officer of any member town so requests in writing within fifteen days of the receipt of the signed copy of the contract by the town clerk in such town. The body charged with making annual appropriations in any school district shall appropriate to the board of education whatever funds are required to implement the terms of any contract not rejected pursuant to this section. All organizations seeking to represent members of the teaching profession shall be accorded equal treatment with respect to access to teachers, principals, members of the board of education, records, mail boxes and school facilities and, in the absence of any recognition or certification as the exclusive representative as provided by section 10-153b, participation in discussions with respect to salaries, hours and other conditions of employment.

(c) If the legislative body rejects the contract pursuant to the provisions of subsection (b) of this section, the parties shall commence the arbitration process, in accordance with the provisions of subsection (c) of section 10-153f, on the fifth day next following the rejection which, for the purposes of this procedure, shall serve as the equivalent of the one hundred thirty-fifth day prior to the budget submission date, provided, if requested by either party, the parties shall mediate the contract dispute prior to the initial arbitration hearing. The parties shall meet with a mediator mutually selected by them, provided such parties shall inform the commissioner of the name of such mediator. If the parties are unable to mutually select a mediator, then the parties shall meet with the commissioner or the commissioner's agent or a mediator designated by said commissioner. Mediators shall be chosen from a panel of mediators selected by the State Board of Education or from outside such panel if mutually agreed by the parties. Such mediators shall receive a per diem fee determined on the basis of the prevailing rate for such services, and the parties shall share equally in the cost of such mediation. In any civil or criminal case, any proceeding preliminary thereto, or in any legislative or administrative proceeding, a mediator shall not disclose any confidential communication made to such mediator in the course of mediation unless the party making such communication waives such privilege. The parties shall provide such information as the commissioner may require. The commissioner may recommend a basis for settlement but such recommendations shall not be binding upon the parties.

(February, 1965, P.A. 298, S. 3; 1967, P.A. 752, S. 3; 1969, P.A. 811, S. 3; P.A. 73-391, P.A. 76-403, S. 4, 11; P.A. 77-614, S. 302, 610; P.A. 78-84, S. 82; P.A. 83-72, S. 9; P.A. 84-225; P.A. 87-250, S. 1, 11; P.A. 89-233, S. 2, 3; P.A. 90-230, S. 79, 101; P.A. 92-84, S. 4, 7, 92-170, S. 21, 26; P.A. 96-244, S. 14, 63.)

History: 1967 act substituted "town" for "local" boards of education and included provision for equal access to mailboxes and school facilities; 1969 act added detailed provisions re adoption and implementation of contracts; P.A. 73-391 required town clerk to give public notice of filing of contract; P.A. 76-403 inserted Subsec. (a) re role of municipal appropriation-making authority in negotiation process, made former provisions Subsec. (b) and included in Subsec. (b) requirement that negotiations commence at least 180 days before budget submission date and requirement that copies of contracts be filed with secretary of state board as well as with town clerk(s) and modified provision re equal access and right to participate in discussion so that all have right to equal access, and discussion participation right applies only where no exclusive representative has been designated, whereas previously equal access and discussion participation rights were allowed to all only when no exclusive representative was designated, deleting details of what is involved in duty to negotiate and prohibition of interference with employees by board of education or its representatives, agents etc.; P.A. 77-614 substituted commissioner of education for secretary of the state board of education, effective January 1, 1979; P.A. 78-84 amended Subsec. (b) re required vote for rejection in petitioned vote on contract; P.A. 78-218 substituted "local" for "town" board of education and made technical corrections; P.A. 83-72 added Subsec. (c) concerning procedure to be followed if the legislative body rejects contract negotiated by board of education and exclusive bargaining representative; P.A. 84-225 changed minimum voter turnout from 15% of those eligible to vote to 15% of electors; P.A. 87-250 amended Subsec. (b) to provide that the parties have the duty to negotiate with respect to hours, and defined "hours"; P.A. 89-233 in Subsec. (b) added Subdiv. (1) designation and new Subdiv. (2) re establishment or provisions of retirement incentive plans as not included in "other conditions of employment"; P.A. 90-230 made technical change in Subsec. (b); P.A. 92-84 amended Subsec. (b) to require negotiations to commence not less than 240 days, rather than 180 days, prior to the budget submission date; P.A. 92-170 amended Subsec. (b) to change 240 days to 210 days and amended Subsec. (c) to change the eighty-fifth day to the one hundred thirty-fifth day, effective May 26, 1992, and applicable to arbitration proceedings commencing on or after that date; P.A. 96-244 made a technical change in Subsec. (b), deleting reference to Secs. 10-257b to 10-257e, inclusive, repealed elsewhere in the act, effective July 1, 1996.

See Sec. 10-153k re applicability of this section to incorporated or endowed high schools or academies.

Good faith negotiation mandatory. 162 C. 577. Communication by school board with teachers during negotiations, permissible. Id., 578. Collective bargaining is a constitutional right. 164 C. 348. Cited. Id., 426. Mandamus action to obtain interpretation of collective contract and payment of sums to individual teachers precluded by existence of adequate remedies at law. 167 C. 513. Cited. 174 C. 189. Nothing in statute which, in absence of express provision in contract, would guarantee teacher job security; board has discretion under section 10-151(b)(5) to eliminate positions and terminate teachers' contracts in order to implement a reduced budget. Id., 522. Sections 10-153a-10-153j include coverage of teachers employed in summer school programs. 177 C. 68. Cited. 184 C. 186. Cited. 186 C. 725. Cited. 190 C. 235. Cited. 200 C. 376. Teacher negotiation act cited. 201 C. 685; 205 C. 116; 206 C. 113. Cited. Id. 216 C. 253. Teachers negotiation act (TNA) cited. 217 C. 110. Teacher Negotiation Act (TNA) Sec. 10-153a et seq. cited. 234 C. 704; 239 C. 32.

Cited, 5 CA 253. Teacher negotiations act cited. Id. Connecticut teacher negotiation act, Secs. 10-153a-10-153n cited. 23 CA 727. Teacher Negotiation Act (TNA) cited. 35 CA 111.

Cited, 27 CS 298. Equal treatment of all organizations is not permitted once defendant was certified as exclusive

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**Town of Mansfield  
Agenda Item Summary**

**To:** Town Council  
**From:** Matt Hart, Town Manager *Matt*  
**CC:** Maria Capriola, Assistant to Town Manager; Cherie Trahan, Director of Finance  
**Date:** December 14, 2009  
**Re:** Town Council Orientation, Budget and Finance

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**Subject Matter/Background**

Cherie Trahan, Director of Finance, will facilitate part II of the Council orientation. This session will provide an overview of our budget development process and financial management system. We will also touch upon key issues pertaining to the development of the FY 2010/11 budget.

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**Town of Mansfield  
Agenda Item Summary**

**To:** Town Council  
**From:** Matt Hart, Town Manager *MH*  
**CC:** Maria Capriola, Assistant to Town Manager; Irene LaPointe, Assessor  
**Date:** December 14, 2009  
**Re:** Presentation on Revaluation 2009

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**Subject Matter/Background**

Irene LaPointe, our Assessor, will conduct a presentation regarding Revaluation 2009. Pursuant to state law, the Town of Mansfield conducts a revaluation of all real property every five years. The results of the revaluation will be implemented in FY 2010/11.

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**Town of Mansfield  
Agenda Item Summary**

**To:** Town Council  
**From:** Matt Hart, Town Manager *MH*  
**CC:** Maria Capriola, Assistant to Town Manager  
**Date:** December 14, 2009  
**Re:** Town Council Orientation, Goal Setting

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**Subject Matter/Background**

At Monday's meeting, I would like to spend a short amount of time discussing the process for the Council's goal-setting session that we have tentatively scheduled for the December 28, 2009 meeting. In particular, I am thinking of conducting the session as a Council workshop. I would also plan to present you with background information to prepare for the session, including an overview prepared by staff detailing what we see as key initiatives and issues.

I look forward to your thoughts.

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**Town of Mansfield  
Agenda Item Summary**

**To:** Town Council  
**From:** Elizabeth Paterson, Mayor  
**CC:** Matt Hart, Town Manager; Maria Capriola, Assistant to Town Manager  
**Date:** December 14, 2009  
**Re:** Committee Appointments

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**Subject Matter/Background**

Please review the attached list of various advisory boards and committees that have vacancies to be filled by Council members. Please email or call me if you are interested in serving on any of these committees, and we can discuss in greater detail on Monday evening.

**Attachments**

- 1) Advisory Boards and Committees, Council Vacancies
- 2) E. Paterson re: Committee Appointments

Committee Name	# of Council Members	Current Members
Campus Community Partnership	1	E. Paterson
Community Quality of Life	2	D. Keane
Discovery Depot	1	G. Haddad
Downtown Partnership	3	E. Paterson, G. Haddad
Eastern Highlands Health District	1	E. Paterson
Emergency Management	1	E. Paterson
Four Corners Sewer Study Advisory Committee	2	C. Schaefer
Parking Steering Committee	1	M. Lindsey
Public Safety Committee	1	C. Paulhus
Regionalization Committee	2	
Sustainability Committee *	2	L. Duffy
Transportation Committee	2	
University-Town Relations	2	E. Paterson
WINCOG	1	E. Paterson
*May include a former Council member		

# MEMORANDUM

Town of Mansfield  
Office of the Mayor  
4 So. Eagleville Rd., Mansfield, CT 06268  
860-429-3336



To: Town Council  
CC: Matt Hart, Town Manager; Mansfield Department Heads  
From: Elizabeth Paterson, Mayor  
Date: December 7, 2009  
Re: Committee Appointments

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I am pleased to announce the following appointments to Council subcommittees:

Committee on Committees  
Antonia Moran, Chair  
Meredith Lindsey  
William Ryan

Finance Committee  
William Ryan, Chair  
Denise Keane  
Carl Schaefer

Personnel Committee  
Gregory Haddad, Chair  
Christopher Paulhus  
Peter Kochenburger

I look forward to working with these committees and their members.

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MANSFIELD ZONING BOARD OF APPEALS – REGULAR MEETING  
MINUTES  
NOVEMBER 10, 2009

Chairman Pellegrine called the meeting to order at 7:00 p.m. in the Council Chamber of the Audrey P. Beck Municipal Building.

Present: Members – Fraenkel, Katz, Pellegrine

Alternates – Accorsi, Gotch

Absent: Members – Singer-Bansal, Wright

Alternates – Clauson

**WILLIAM PAULSON (CONTINUANCE) – 7:00 PM**

To hear comments on the application of William Paulson, for a Special Exception of Art VIII, A for a 39' variance to construct a 20' x 30' deck onto a non-conforming residence, at 527 Middle Tpke.

Neither the applicant nor a representative was present at the hearing.

**BUSINESS MEETING**

The question was asked whether or not the deck was pre-approved. The 8/10/05 ZBA minutes mention approval for the porch only.

The board also questioned the exact distance from the deck to the road.

There was discussion on whether to continue the hearing or to call for a vote. Fraenkel made a motion to call the question. No one seconded the motion. Motion failed.

The hearing was continued until the next regular meeting on December 9, 2009.

**APPROVAL OF MINUTES FROM OCTOBER 14, 2009**

Katz moved to approve the minutes of October 14, 2009 as presented.

Motion passed unanimously.

VOL 4, PG 224

**ADJOURNMENT**

Meeting was adjourned at 7:30 p.m.

Respectfully Submitted,

Sharon Tyler



Mansfield Historic District Commission

Minutes, Meeting October 13, 2009

Members Present: I. Atwood, G. Bruhn, T. Holt, D. Spencer, and A. Bacon

The meeting was called to order at 8:05 p.m.

Minutes from the June 6 and September 8 meeting were distributed and approved.

Jack Nardi, who is leading the formulation of new guidelines for the certificate of appropriateness, was not present, and the item was tabled for a later meeting.

Discussion followed regarding the hand-painted sign along Rte 195 in Mansfield Center advertising "Wood for Sale". G.Bruhn had called the phone number on the sign and found that it was someone from Ashford selling wood, who had permission from the property owner (deBoer) to place the sign on his property. Bruhn identified herself as a member of the Historic District Commission and suggested that the sign was detracting from the attractiveness of Mansfield Center. The sign owner said that he would remove the sign. It was noted that the sign has not been removed, but is lying face down on the ground.

A. Bacon brought up the new liquor store being constructed at the corner of Bassett's Bridge Road and Rte 195, noting that she felt that it was also detracting from the Center. I. Atwood will look into why it did not come before the Design Committee, an advisory committee to the Zoning Commission.

The meeting was adjourned at 8:40 p.m.

Respectfully submitted,

Gail Bruhn  
Chairman

Mansfield Historic District Commission

Minutes, Meeting November 13, 2009

Members Present: I. Atwood, G. Bruhn, T. Holt, D. Spencer, and A. Bacon

The meeting was called to order at 8:10 p.m.

Minutes from the October meeting were not distributed with the meeting agenda.  
Approval was deferred until the December meeting.

Meeting dates for 2010 were approved, and it was determined that the 8:00 time slot would be maintained.

The Freedom of Information brochures were distributed.

Jack Nardi, who has been working on revisions to the Certificate of Appropriateness, has not been present at the last two meetings. It was decided to wait for his return to continue that project and instead pursue writing a general letter to residents of the historic districts, informing them of the purpose of the Commission. T. Holt volunteered to work on the letter and forward it to G.Bruhn before the next meeting

The meeting was adjourned at 8:40 p.m.

Respectfully submitted,

Gail Bruhn  
Chairman



# **TOWN OF MANSFIELD HOUSING CODE BOARD OF APPEALS**

## **REGULAR MEETING**

December 8, 2008

Chairman Richard Pellegrine called the meeting of the Town of Mansfield Housing Code Board of Appeals to order at 5:15 p.m. in Council Chambers at the Audrey P. Beck Building.

ROLL CALL --

*Members present:* Richard Pellegrine, Brian McCarthy and Robert Kremer. The secretary, Jennifer Thompson, was also present at the meeting.

*Member(s) absent:* Francis Halle

The term for Agatha Hoover expired September 25, 2008. Potential replacement member appointment is still an outstanding matter before Committee on Committees. At the present, the position remains vacant.

### **I. APPROVAL / REVISION OF MEETING AGENDA**

Chairman called for motion to revise or approve the agenda, motion in favor to accept the agenda as presented was made by Robert Kremer and seconded by Brian McCarthy. All being in favor, motion passed.

### **II. BUSINESS MEETING**

#### **a. Approval / Revision of Meeting Minutes**

Chairman called for a motion to accept or revise the minutes of the December 10, 2007 meeting. Motion was made by Brian McCarthy to accept the minutes and seconded by Robert Kremer. All being in favor, motion passed.

Suggestion was made by Richard Pellegrine that a representative from the Building & Housing Inspection Department attends future meetings of the Board. Such representative should be either the Director or a Code Enforcement Officer. All present agreed that representative attendance would provide opportunity for update regarding the housing code and town administration of the program.

#### **b. Review / Approval of 2009 Regular Meeting Schedule**

Secretary provided members with a proposed draft schedule. Robert Kremer moved to accept the regular meeting schedule for 2009 as proposed. Brian McCarthy seconded. All being in favor, motion passed.

c. Selection of Chairman for 2009

Chairman called for nominations of new Chairman. Robert Kremer nominated Richard Pellegrine to continue service in this position. Brian McCarthy seconded. Thanks were extended to Richard Pellegrine for serving over the course of the past year. Richard Pellegrine accepted the nomination. Brian McCarthy moved to close nominations, Robert Kremer seconded. Vote was taken, all being in favor, the motion was carried. Richard Pellegrine shall serve as Chairman of the Housing Code Board of Appeals for the 2009 year.

III. ADJOURNMENT

Secretary noted that (1) there were no applications for appeals received to date for 2008 year and (2) provided to each member a copy of Town Council's Charge to Committee on Community Quality of Life and the Agenda for Quality of Life Committee meeting to be held at the Mansfield Public Library on December 11, 2008. Chairman confirmed receipt of these documents.

There being no further business to be presented to the members, Richard Pellegrine moved to adjourn the meeting. Brian McCarthy seconded. Motion passed unanimously and the meeting adjourned at 5:25 p.m.

Respectfully submitted,  
*Jennifer Thompson*, Secretary

**Mansfield Board of Education Meeting  
October 22, 2009  
Minutes**

**Attendees:** Mary Feathers, Chair, Chris Kueffner, Secretary, Dudley Hamlin, Martha Kelly, Mark LaPlaca, Min Lin, Katherine Paulhus, Carrie-Silver-Bernstein, Superintendent Fred Baruzzi, Board Clerk, Celeste Griffin.

**Absent:** Shamim Patwa

The meeting was called to order at 7:35pm by Ms. Feathers, Chair

**RECOGNITIONS:** Mary Feathers was honored for 12 years of service and Dudley Hamlin was honored for 8 years on the Board of Education. The Board honored Candace Morell, MMS Assistant Principal, recipient of the Connecticut Association of School's Middle School Assistant Principal of the Year. Janet Pagoni, First Grade Teacher at Goodwin was honored as Mansfield's 2010 Teacher of the Year.

**HEARING FOR VISITORS:** None

**COMMUNICATIONS:** Ms. Feathers distributed a letter from CABA announcing the district was awarded an Honorable Mention in the CABA Award of Excellence for Educational Communications contest for Town of Mansfield/Mansfield Board of Education budget documents.

**ADDITIONS TO THE PRESENT AGENDA:** **MOTION** by Mr. Kueffner, seconded by Mr. LaPlaca to add the approval of the October 19, 2009 special meeting. **VOTE:** Unanimous in favor.

**MOTION** by Mr. LaPlaca, seconded by Mr. Kueffner to approve the minutes of the October 19, 2009 special meeting with room location correctly identified. **VOTE:** Unanimous in favor with Mr. Hamlin, Mrs. Kelly, and Ms. Lin abstaining.

**COMMITTEE REPORTS:** Building Committee: Ms. Feathers reported that there will be a joint meeting of the Building Committee, Town Council, and Board of Education on Monday, November 23, 2009 at 6:00pm in the Council Chambers to discuss findings of the committee and next steps. Personnel Committee: Mr. Baruzzi reported that the MEA Executive Council has asked to meet with the Personnel Committee to open the lines of communication.

**REPORT OF THE SUPERINTENDENT:**

- 2010 Meeting Calendar Draft – The Board will adopt the calendar at the November 12, 2009 meeting.

**NEW BUSINESS:** None

**CONSENT AGENDA:** **MOTION** by Mr. Kueffner, seconded Ms. Lin that the following item for the Board of Education meeting of October 22, 2009 be approved or received for the record: **VOTE:** Unanimous in favor

That the Mansfield Public Schools Board of Education approves the minutes of the October 8, 2009 Board meetings.

That the Mansfield Public Schools Board of Education approves the request of Julie Ratajczak for maternity and unpaid childrearing leave from approximately April 21, 2010 through the end of the school year.

**HEARING FOR VISITORS:** None

**SUGGESTIONS FOR FUTURE AGENDA:** None

**MOTION** by Mr. LaPlaca, seconded by Mr. Kueffner to adjourn at 9:20pm. **VOTE:** Unanimous in favor.

Respectfully submitted,

Celeste N. Griffin, Board Clerk

**MANSFIELD DOWNTOWN PARTNERSHIP  
ADVERTISING AND PROMOTION COMMITTEE  
Mansfield Downtown Partnership Offices  
Tuesday, September 29, 2009  
5:00 pm**

**MINUTES**

Present: Andrew Ewalt, Dee Goodrich, and Pat Hempel

Staff: Cynthia van Zelm and Kathleen Paterson

**1. Call to Order**

Cynthia van Zelm called the meeting to order at 5:06 pm, in the absence of Chair David Woods.

**2. Public Comment**

There was no public comment.

**3. Approval of Minutes**

The minutes were approved by consensus.

**4. Update on Storrs Center Project including communications**

Ms. van Zelm reported that BL Companies had been contracted by the Town and has started design work for Storrs Road. She explained the process of updates required by the state and indicated that a public meeting will be held when the design is about thirty percent complete, per the aforementioned requirements. Ms. van Zelm also reported that master developer LeylandAlliance has been moving forward with the tenanting process for Phase 1A. Ms. van Zelm then highlighted upcoming communications, including a press release announcing the \$200,000 STEAP grant sent out on September 29 and a forthcoming press release announcing that Travelplanners has signed a letter of intent for the first phase of Storrs Center.

**5. Review of Committee Charge**

Ms. van Zelm handed out copies of the Committee Charge and suggested that in-depth discussion of the charge be tabled until the December meeting.

**The Committee agreed to review the Charge and plan to discuss it at the December meeting.**

**6. Review of Communications Plan**

Kathleen Paterson suggested that Winter Fun Day be expanded in February 2010. She presented her suggestions regarding additional activities, including some indoor activities, to the Committee.

Andrew Ewalt suggested adding a philanthropic piece to the event, perhaps collecting winter coats.

Pat Hempel suggested asking people to knit scarves and mittens to collect at the event.

Dee Goodrich favored a food drive, which had been done in 2009, but with more promotion of it prior to the event.

Ms. Hempel suggested tying the event into one of the Community Center's Family Fun Nights or having demonstrations from instructors, such as spin or yoga.

Ms. Goodrich suggested hiring someone to make balloon animals for children as they wait for the wagon rides.

**Ms. Paterson will bring the Committee's suggestions when she meets with Curt Vincente, Amanda Barry, and Sara-Ann Chainé to discuss the event.**

Ms. Paterson then explained her proposal of an Arts and Crafts Fair, which was inspired by the numerous questions about selling crafts at the *Festival on the Green*. She stated that she would prefer to hold a separate event for selling arts and crafts because the *Festival* already fills the available space. She also thinks that visitors to the *Festival* are not in the mind-set that they are going to buy things (other than food) and so the response may not be as great as the artisans would like.

Ms. Goodrich agreed that the arts and crafts fair should be a separate event. She suggested waiting until 2011 to hold such an event so that more research could be done.

Ms. Hempel liked the idea of setting some sort of standard for participation, like there is at the *Festival's* Juried Art Show.

Ms. van Zelm recapped the discussion from the Membership Development Committee regarding hosting an event for members and asked for the Advertising and Promotion Committee's feedback on the idea.

Mr. Ewalt suggested that, rather than a dance, a wine tasting or big picnic be held so that members could meet other members more easily.

Ms. Hempel preferred the picnic idea to the wine tasting. She expressed concern that many organizations have been hosting wine tastings, and people may be less inclined to attend one more.

Ms. Paterson said her concern with the picnic is that it may distract from Picnicpalooza!

Mr. Ewalt suggested that, regardless of the event, there should be an incentive to bring a new member. For instance, if there is a ticket to attend, then people who bring new members get in free.

Ms. Hempel and Mr. Ewalt said that they are members because they want to contribute to a project that they support, not to receive anything.

## **7. Review of Festival on the Green**

Ms. Paterson reported that the *Festival on the Green* went very well: good weather, good turnout. She thought that the Parade went more smoothly this year in regards to traffic control and noted that there were more people there to watch.

Ms. Hempel suggested expanding the Parade route to go from North Eagleville Road to South Eagleville Road. She explained that the Town used to have Halloween and other parades that followed that route.

#### **8. Update on Banner Program**

Ms. Paterson informed the Committee that the fall banners had been installed. Prior to that, the *Festival* banners had replaced the spring/summer banners. She reported that \$480 of the needed \$570 had been raised.

#### **9. Review of the Fall Newsletter**

Ms. Paterson said that the Fall Newsletter was distributed the week before the *Festival on the Green* and that this issue was the first in the larger format. She asked the Committee for any feedback on the timing of the newsletter and suggestions for the spring issue.

Ms. Hempel said she thought that the larger format made the newsletter stand out to people more and suggested keeping it.

Mr. Ewalt said he liked the newsletter and thought it helped get people out to the *Festival* and other Celebrate Mansfield Weekend events.

The Committee decided to continue to publish the newsletter prior to the *Festival on the Green*.

#### **10. Adjourn**

The meeting adjourned at 6:30 pm.

*Minutes prepared by Kathleen M. Paterson*



**MANSFIELD DOWNTOWN PARTNERSHIP  
ADVERTISING AND PROMOTION COMMITTEE  
Mansfield Downtown Partnership Offices  
Tuesday, July 28, 2009  
5:00 pm**

**MINUTES**

Present: Dean David Woods, Dee Goodrich, Betsy Paterson, and Kristin Schwab

Staff: Kathleen Paterson

**1. Call to Order**

Dean David Woods called the meeting to order at 5:05 pm.

**2. Public Comment**

There was no public comment.

**3. Approval of Minutes**

Betsy Paterson moved to approve the minutes from May 14, 2009.

Dee Goodrich seconded the motion.

The Committee approved the minutes unanimously.

**4. Update on Storrs Center Project including communications**

Kathleen Paterson reported to the Committee that the Connecticut DECD approved a scope of work for design and engineering for Storrs Road. She said that after going through a competitive process, the Town chose BL Companies to do the work. Ms. K. Paterson noted that the next step is to hold a kick-off meeting with key stakeholders in the upcoming months.

Kristin Schwab asked who the term "stakeholders" included.

Ms. Paterson replied that the stakeholders included area property owners, the Town, the University, and neighboring residents.

Ms. K. Paterson told the Committee that Cynthia van Zelm has continued to meet monthly with representatives from LeylandAlliance and a small group of Partnership members to discuss communications as they relate to the Storrs Center project. She added that LeylandAlliance plans to have an updated "town paper" at the Sixth Annual *Festival on the Green*.

**5. Review of Communications Plan**

Ms. K. Paterson reviewed the communications plan with the Committee. She reported that she and Stephanie Livolsi from LeylandAlliance are in the process of updating two of the panels on the

informational kiosk. She also shared with the group the new tri-fold display boards, one of which is on display in the Mansfield Community Center.

#### **6. Update on Banner Program**

Ms. K. Paterson reported that \$480 of the \$570 needed had been raised and that the spring/summer banners have been installed.

#### **7. Update on the Festival on the Green**

Ms. Paterson reported that plans are moving ahead for the Sixth Annual *Festival on the Green*. She said that the music had all been confirmed, including the UConn Marching Band, Kidsville Kuckoo Revue, and James Montgomery Band. She explained a new feature, the Local Talent Showcase, which will include Pete Haddad's Hubba Bubbba Magic Show, Miss Kelly's Dance and Drama Dance Troupe, Husky Bhangra, and Spencer Hamlin and Chuck Eaton. Ms. Paterson noted that the School of Fine Arts will have a strong presence once again. She also mentioned that many vendors and activities are still being finalized.

#### **8. Update on Fall Newsletter**

Ms. K. Paterson told the Committee that she had begun the process with the Chronicle and that the newsletter would be published two weeks prior to the *Festival on the Green*, on Tuesday, September 1.

#### **9. Adjourn**

The meeting adjourned at 5:45 pm.

*Minutes prepared by Kathleen M. Paterson*



## MINUTES

### MANSFIELD ADVOCATES FOR CHILDREN

Wednesday, November 4, 2009

6:30-8:00 PM

Council Chambers- Town Hall

**PRESENT:** K. Grunwald (staff), S. Baxter (staff), MJ Newman, J. Goldman, J. Stoughton (Co-Chair), G. Bent (Co-Chair), L. Holle, V. Fry, J. Higham, T. Berthelot, C. Guerreri, R. Leclerc (staff), Patty Braithwaite (guest)  
**REGRETS:** J. Greene, L. Young, S. Daley, L. Buczynski, S. Conrad

ITEM	DISCUSSION	OUTCOME
Actions Needed	<p>-Welcome: members and guests introduced themselves. Patty Braithwaite expressed her interest in working on health strategies in our Plan; specifically in the area of nutrition.</p> <p>- Minutes of 10/7/09</p> <p>- Revisions to MAC By-Laws: G. Bent explained that the purpose of revisions was to bring the by-laws in alignment with the Plan for Young Children and the new action plan. J. Goldman did some brief editing, and proposed a simplified revision in Section 4 regarding resignation. Some discussion regarding this change. K. Grunwald suggested that we table any revisions to the by-laws that don't specifically relate to the plan. T. Berthelot identified other areas that need to be clarified, such as the definition of a quorum. There was a suggestion that a small group get together to work on a complete review of the by-laws.</p>	<p>The minutes were accepted as written.</p> <p>Send suggested changes in the bylaws to Sandy; T. Berthelot volunteered to work on revisions. Current changes were adopted by the group, and the final changes will be adopted via an email vote.</p>
Updates-For Your Information	<p>-Stone Soup Conference- October 20<sup>th</sup>: S. Baxter reported that 6 members of MAC attended. J. Higham was honored at the conference as a parent volunteer.</p> <p>-Windham Prenatal Grant – G. Bent reported that the prenatal clinic at Windham Hospital received a \$95k grant; we should pursue partnering with them.</p>	

	<p><b>-Graustein Site Visit Report:</b> S. Baxter reported that staff from Graustein visited this week, with a diverse representation from MAC. The purpose was to respond to feedback that we received on our plan and to hear what our hopes are regarding the Option I grant opportunity. Their goal is to fund infrastructure. Some discussion regarding the difference between collaborative partners and funding sources for cash match.</p>	<p>The application should be received in mid-Nov. and will probably be due mid-Dec. Staff will work on this and solicit feedback from MAC members.</p>
New Business	<p><b>- Transition to New Plan for Young Children/ Review Action Plan for 2009-2010:</b> J. Stoughton explained the connection to the existing Action Plan, much of which has been accomplished, and that we will still be working on this through March of 2010 as we transition. The Executive Committee identified remaining strategies in the context of the new plan. One of the large strategies is to create a plan for a feasibility study regarding increased infant/toddler care (whether and how it can be provided). S. Baxter provided some clarification regarding terminology that is used in the Action Plan. The United Way is restructuring, and would like to clarify the role of the Collaborative Agent. When this is changed this will need to be clarified in the bylaws.</p> <p><b>-Review MAC structure chart-</b> J. Stoughton reviewed the new structure as portrayed in the graphic created by Nancy Hovorka. It portrays areas of overlap and the relation of teams and the community to MAC. C. Guerreri asked for feedback on the structure/graphic, which will need to clarify in our proposal to Graustein, including what the Community is representative of (include a key on the side).</p> <p><b>-Choose Your Team:</b> J. Higham will serve as the team leader for Community Connectedness; K. Grunwald for the health team. A team leader is still needed for "successful learners". Teams will review proposed strategies and look for areas of intersection with the priority focus on community connectedness.</p> <p><b>-Discussion about the structure of the monthly MAC meeting:</b> J. Stoughton suggested potentially extending the monthly meeting time and using additional time for</p>	<p>S. Baxter will contact Nancy Hovorka re: proposed changes to the organizational chart.</p> <p>If you have not signed up for a team please send an email to Sandy.</p> <p>The Dec. 2</p>

	<p>teams to meet at MAC. One option is to start at 6 and have a meal for the group. J. Goldman pointed out that this could work against including other people who aren't part of MAC, although they could be invited for that part of the meeting. Several options were discussed, and it seems that this should be left to the individual teams. Suggestion that we start next month meeting at 6 and plan on having a meal; with one hour devoted to team meeting time.</p>	<p>meeting will start at 6 and a meal will be provided.</p>
Other	<p>T. Berthelot asked whether or not MAC should take a position on the possibility of building a single school. Discussion re: what the role of MAC might be regarding that issue. This provides an opportunity to inform the community regarding this, including the possibility of presenting research findings on the impact of small vs. large elementary schools.</p> <p>L. Holle reported on her attendance at the new Spouses Network at UConn for faculty, staff and graduate students. They are interested in the work of MAC, and Lisa provided them with a copy of the plan. They would like to link their website to ours. Many of the members are international students, and many of their concerns are around practical matters regarding getting a driver's license, etc. They appreciated the Family Information packet, and are pulling together their own resource guide. Suggestion that the Community Connectedness team reach out to them. There are only 12-15 members of this group currently. V. Fry mentioned that the UConn HR Department offers many resources that they may be interested in.</p>	
Meeting Evaluation	<p>S. Baxter led a discussion regarding meeting effectiveness. Some concerns were raised about the configuration of the table, and it was agreed that the next meeting will use the Council table.</p>	

Next Meeting/ Adjournment	<u>Wednesday, December 2, 2009 at 6:00 PM</u> - Town Hall, Council Chambers; a meal will be provided.  Agenda Items to recommend for next meeting: Meeting adjourned at 8:05 PM	-By Laws Update -Role of Collaborative Agent -Spouses Network Update -1 <sup>st</sup> Teams Meet
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Respectfully submitted,

Kevin Grunwald

TOWN OF MANSFIELD  
Ethics Board  
Thursday, October 29, 2009  
Audrey Beck Municipal Building, Conference Room B  
4:30pm

Minutes

Members Present: Lena Barry, Nancy Cox (Chair), David Ferrero, Saul Nesselroth, Mike Sikoski, Nora Stevens  
Staff Present: Maria Capriola, Assistant to Town Manager

I. ELECTION OF OFFICERS

Mr. Nesselroth made a motion to nominate Mr. Smith as Vice Chair. There was no second, motion died.

Ms. Cox made a motion to nominate Ms. Stevens as Vice Chair, seconded by Ms. Barry. Ms. Stevens stated that she was willing to serve as Vice Chair if elected. Motion passed with Cox, Barry, and Nesselroth voting in favor, Sikoski opposed, and Stevens abstaining (3-1-1).

Ms. Barry made a motion to nominate Ms. Cox as Chair, seconded by Ms. Stevens. Motion passed with Barry, Nesselroth, and Stevens voting in favor, Sikoski opposed, and Cox abstaining (3-1-1). Ms. Cox accepted the position and thanked Mr. Sikoski for his service as Chair during the preceding year.

Two regular members were absent during this agenda item; as alternates, Barry voted in place of Smith and Nesselroth voted in place of Ferrero. Barry voted in place of Smith throughout the meeting.

II. PUBLIC COMMENT

Ms. Elizabeth Wassmundt, Old Turnpike Road  
Mr. Bruce Clouette, Woodland Road

III. CHAIRPERSON'S REPORT

Ms. Cox reported on updates to the Ethics Board web page which is part of the Town's official website. Updates include links to the Code and Complaint Procedures. A draft FAQ brochure has been created and will be reviewed by the Board at a later time.

The Board reviewed the draft memorandum to Committee on Committees re: Vetting Ethics Board Members. Ms. Stevens made a motion, seconded by Ms. Barry to send the memo as presented to the Committee on Committees. Motion passed with Barry, Cox, and Stevens voting in favor, Sikoski opposed, and Ferrero abstaining (3-1-1).

Ms. Cox asked for the documents relevant to the Board's FOI request (of Mr. Sikoski's litigation against the Town) to be distributed. The documents were distributed to the group. Mr. Sikoski requested that if the Board wants to discuss the documentation, that it be done so in executive session at a future meeting. Ms. Cox and Ms. Capriola both clarified that the documents distributed are public records subject to disclosure; since the documents are not confidential they can not be discussed in executive session.

Ms. Cox distributed a letter to the editor written by Mr. Sikoski and published by the Willimantic Chronicle on October 21, 2009. Ms. Cox stated that she is concerned that if the Board is to find a complaint against a town employee(s) or Democratic members of Town Council that the decision(s) would be considered nullified because of the public position, in writing and during public comment of meetings, that Mr. Sikoski has taken against said individuals. Ms. Cox is concerned that the Board's opinions would be considered biased as a result.

#### IV. DISCUSSION OF RECOMMENDATIONS TO PROPOSED CODE

Ms. Cox reviewed next steps in the process. The Board will seek a joint meeting with the Personnel Committee to discuss its recommendations. Upon Personnel Committee vetting the recommendations, a draft will be submitted to the Council as a whole. Council will need to hold a public hearing prior to adopting any revisions to the Code, followed by the 21 day appeal period. The rules of procedure will need to be updated to reflect any adopted changes to the Code.

Mr. Sikoski made a motion that the, "Board of Ethics suspends its meetings and refers back to the Committee on Committees and the Mansfield Town Council for reconsideration of all appointments to the Board and a complete charge to the Board including any recommendation not in conflict with the current codes." There was no second to the motion. Motion died.

The Board reviewed and discussed its draft recommended revisions to the Code. No changes were made to §25-1, 25-2, 25-3, 25-5, 25-6, 25-7, and 25-11.

- §25-4. Through consensus, the Board decided to replace the word "household" with "immediate family" throughout the document.
- §25-4B(6). Ms. Stevens made a motion, seconded by Mr. Ferrero for §25-4B(6) to read as follows, " Nepotism – No official or employee may appoint or hire a member of his or her immediate family to any type of employment with the Town without first obtaining a waiver pursuant to 25-7E. No official or employee may supervise or be in a direct line of supervision of a member of his or her immediate family without obtaining a waiver pursuant to 25-7E." Barry, Cox, Ferrero and Stevens voting in favor; Sikoski abstaining (4-0-1).
- §25-4A. Mr. Sikoski made a motion to insert the word "official" before the words "use of such officials or employees." The motion was seconded by Mr. Ferrero. Ferrero and Sikoski voted in favor; Barry, Cox, and Stevens voted against the motion. Motion failed (2-3-0).
- §25-4C(3). Ms. Stevens made a motion, seconded by Ms. Barry to replace the word "thing" with "object." All voted in favor (5-0-0).
- §25-4C(3). Mr. Ferrero made a motion, seconded by Ms. Barry to replace the word "form" with "consideration." All voted in favor (5-0-0).
- §25-8. Through consensus, the Board decided to revise the last sentence of 25-8 to read as follows. "In all such submissions, the Board shall be scrupulous in avoiding invading the personal privacy of any individual." The Board agreed to discuss the timing of its annual report submission during its future discussion of its rules.
- §25-9. Through consensus, the Board decided to replace the word "old" with "current."
- §25-10. Through consensus, the Board decided to insert the word "Connecticut" before the words "General Statutes."

During discussion Mr. Sikoski made a motion to adjourn the meeting. There was no second to the motion. Motion failed.

Ms. Stevens made a motion to approve the draft as revised and forward it to the Personnel Committee as a draft. The motion was seconded by Ms. Barry. With no objections, the motion was passed with all in favor.

#### V. FUTURE AGENDAS

The following items were discussed as future agenda items: rules of procedure for the Board; election of secretary; FOI request/materials; executive session (personnel). Mr. Sikoski would like to have the Committee on Committees review the term limits of Board members and will prepare a draft memorandum to that affect for the Board to review.

#### VI. MEETING SCHEDULE

The next meeting is tentatively scheduled for November 12, 2009 at 4:30pm. The Board is available to meet with the Personnel Committee on December 3<sup>rd</sup> at 6 or 6:30pm to have a joint meeting about the Board's recommended changes to the Code; Ms. Capriola was asked to inquire with the Personnel



Committee as to their availability to meet. The Board will set its 2010 regular meeting schedule at a later date.

VII. APPROVAL OF MINUTES FROM 10/15/09 MEETING

Ms. Stevens made a motion to accept the minutes as corrected, seconded by Ms. Barry. The motion passed with Barry, Cox, Ferrero, Stevens in favor and Sikoski opposed (4-1).

VIII. ADJOURNMENT

The meeting adjourned at 7:15 pm.

Respectfully Submitted,  
Maria E. Capriola,  
Assistant to Town Manager

**ARTS ADVISORY COMMITTEE**  
Meeting of Tuesday, 06 October 2009  
Mansfield Community Center (MCC) Conference Room

**MINUTES**

1. The meeting was called to order at 7:03p by Chair Kim Bova. *Members present:* Jay Ames, Kim Bova, Scott Lehmann, Blanche Serban. *Members absent:* Tom Bruhn, Joan Prugh. *Others present:* Jay O'Keefe (staff).
2. The draft minutes of the 01 September 09 meeting were approved as written.
3. **Change of meeting schedule?** Joan Prugh now has a conflict on Tuesdays and has asked if Committee meetings could be moved to Monday, as they were originally. However, Mondays are a problem for some other members, so meetings will continue to be held on the first Tuesday of each month.
4. **MCC Art Exhibits.**
  - a. **Fall Quarter.** Jay A. has not been able to reach **William Stallman** to confirm his exhibit; he will keep trying, but we need to know very soon. If Stallman drops out, Michael Allison may still be willing to move his show up; if not, Liviu Cupceancu might be approached. **Jay Ames** will e-mail photos of his own paintings to the Committee for review before they are hung; Blanche can also look at the paintings when they go up. Scott will call **Sylvia Smith** to remind her that her show starts next week and that Kim can help hang them on Thursday morning, 10/15/09.
  - b. **Patty Vinsonhaler** has applied to display ceramics, but no photos were available. Scott will call her to ask for them.
  - c. **Ashleigh Kay** has applied to exhibit 10 abstract collage paintings & drawings; she included a CD of photos, which the Committee viewed before approving her show for the winter quarter. Kim will call her and ask that she come in to look at the display areas to decide which she wants.
  - d. **John Bell**, Director of the Ballard Institute, would like to exhibit Javanese rod and shadow puppets in the display cases; a list and CD of photos was included in the application (a selection would need to be made, as space in the display cases is limited). The Committee was enthusiastic about the proposal and wondered if a demo or performance could be arranged in conjunction with the show.
  - e. Kim has urged E.O. Smith art students to apply to exhibit at the MCC. Blanche will approach Karen Anger at Goodwin Elementary to see if she is interested in putting together a show of student art.

Exhibit Period	Entry cases		Sitting room		Hallway	
	Double-sided	Shelves	Upper (5)	Lower (3)	Long (5)	Short (2)
Fall 15 Oct – 15 Jan	<i>William Stallman?</i> (found object sculpture)		<i>Jay Ames</i> (paintings)		<i>Sylvia Smith</i> (water media)	
Winter 15 Jan – 15 Apr	<i>Michael Allison</i> (colored wooden bowls)		<i>Ashleigh Kay?</i> (collage painting & drawing)			

5. **Know Your Towns Fair.** Scott staffed the Committee's table at Know Your Towns Fair (11a – 2p, 9/12/09); Jay A. lent a small collage and easel to spruce up the table. The most popular hand-out was the local arts directory Scott compiled largely from information on websites. He thinks participating in the Fair again next year would be worthwhile, particularly if the Committee can gather fliers from a variety of arts groups for the table.
6. **Arts web page?** The local arts directory should be posted somewhere on the Town website. Perhaps we need a Mansfield Arts page, where other arts information (such as the display application form) could be posted. As it is, this material is under Parks and Recreation, perhaps not the most obvious link to arts information. Committee members were asked to think about this for the November meeting (check out the Tolland arts page).
7. **Open Studio visits.** Kim again suggested that Committee members go to some of the open studios to see what's going on locally and to let artists know of display opportunities at the MCC.
8. **Brochure.** We seem to have run out of bi-fold brochures on display opportunities at the MCC and elsewhere in town, and should consider at the next meeting whether to do an update.
9. **Adjourned** at 8:00p. Next meeting: Tuesday, 10 November 09, 7:00p. (Note change from schedule; 11/3/09 is election day.)

Scott Lehmann, Acting Secretary, 12 October 09; approved 10 November 09.

TOWN/UNIVERSITY RELATIONS COMMITTEE

Tuesday, October 13, 2009  
Audrey Beck Municipal Building  
Council Chambers  
4:00 pm

**Minutes**

Present: P. Barry, N. Silander, R. Ganim, T. Haggerty, J. Hintz, J. Saddlemire, S. Rhodes, M. Hart, T. Callahan, W. Simpson, B. Clouette

Staff: J. Jackman, C. VanZelm, B. Deluka (SP), G. Padick

1. Meeting was called to order at 4:07 PM by Co-Chairperson S. Rhodes
2. September 9, 2009 Meeting Minutes

The minutes of September 9, 2009 were passed unanimously.

3. Updates:

- a. Membership: New members R. Ganim and T. Haggerty were introduced and welcomed to the Town/University Relations Committee.

Membership of the committee is complete with the exception of one citizen member who will be appointed by the Mansfield Town Council.

- b. Bikeway: M. Hart reported that the new bikeway is essentially complete and is being actively used. The town will complete the minor landscaping that remains this construction season or during the spring construction season. It was noted that the bikeway has improved public safety as the vast majority of pedestrians are no longer using the road.

G. Padick distributed the Prioritized Mansfield Walkways data sheet for the committee's information.

The committee requested an update on lighting for the new walkway for the next meeting.

- c. Mansfield Downtown Partnership: C. VanZelm reported that the Partnership has received a commitment from an existing tenant and hopes to have additional tenant commitments in the near future. In addition she reported that: the celebrate Mansfield Weekend (Sept. 11-13) was very successful and that they are working on the Storrs Road design with B L Companies, and Mansfield DPW, a public meeting will be held when the design is completed; and, that the Partnership had received a \$200,000 grant for site work.
- d. Mansfield Community Campus Partnership: N. Silander and J. Hintz reported on the MCCP October meeting and the outreach activities of the MCCP.
- e. Community Quality of Life Committee: B. Clouette reported on the October meeting of the Quality of Life Committee and that they are

working on recommendations in regard to parking, tenant registration and ordinance/zoning regulation of tenant occupancy to present to the Town Council.

4. UConn Projects Update: Nothing to report.
5. Spring Weekend Report: S. Rhodes presented a draft 2009 Spring Weekend Report for the Committees consideration. B. Clouette moved that the committee accept the report as presented. Seconded by J. Saddlemire. After discussion B. Clouette accepted several friendly amendments to the motion to revise page 8, 15, and 16 and to remove page 17. Motion as amended passed unanimously. S. Rhodes will make the revisions as approved by the committee and submit the 2009 Spring Weekend Report to the University Board of Trustees and the Mansfield Town Council.
6. Other Business/Announcements: None
7. Opportunity for the Public to Address the Committee: No public comment received.
8. Meeting adjourned at 5:40

Next Meeting: November 10, 2009

Respectfully Submitted,

John Jackman, Deputy Chief(Fire Marshal)/Emergency Management Director  
Town of Mansfield

**MANSFIELD DOWNTOWN PARTNERSHIP  
BOARD OF DIRECTORS MEETING  
Tuesday, September 1, 2009  
Mansfield Downtown Partnership Office  
1244 Storrs Road**

**4:00 PM**

**Minutes**

Present: Tom Callahan, Bruce Clouette, Barry Feldman, Gregg Haddad, Matthew Hart, Dennis Heffley, Philip Lodewick, Frank McNabb, Betsy Paterson, Steve Rhodes, Steve Rogers, Kristin Schwab, Bill Simpson, Antoinette Webster

Staff: Cynthia van Zelm, Lee Cole-Chu

**1. Call to Order**

Philip Lodewick called the meeting to order at 4:05 pm.

**2. Opportunity for Public to Comment**

Maureen Estony introduced herself as a graduate of UConn. She said she believes the Storrs Center project is a great project and a long time coming. She lives in Woodstock.

**3. Approval of Minutes**

Betsy Paterson made a motion to approve the August 4, 2009 Board minutes. Kristin Schwab seconded the motion. The motion was approved unanimously.

**4. Director's Report**

Cynthia van Zelm passed out copies of the Partnership Fall newsletter.

Ms. van Zelm said she would be out of town for the October Board meeting. She suggested a meeting date of October 14. Antoinette Webster said she would not be able to attend. Ms. van Zelm will send an e-mail to Board members to ascertain whether October 14 works for most people.

Ms. van Zelm said the September Open House is on Thursday.

**5. Appointment to Town of Mansfield Parking Steering Committee for Storrs Center**

Ms. van Zelm referenced the agenda item in the packet and said that the Steering Committee had been formed to develop a parking management plan for Storrs Center, which would include coordinating with adjacent property owners. The Town Council approved the development of a steering committee and representatives including a representative from the Mansfield Downtown Partnership. Ms. van Zelm said that Karla Fox, who serves on the Partnership's Planning and Design Committee, approached the Committee about her interest in serving as the Partnership's representative. Ms. Paterson noted that Ms. Fox has been a long term member of the University's Parking Advisory Committee.

Bruce Clouette made a motion to appoint Karla Fox, member of the Mansfield Downtown Partnership Planning and Design Committee, as the Partnership's representative to the Town Parking Steering Committee for Storrs Center. Ms. Paterson seconded the motion.

Mr. Clouette said the parking steering committee is important for providing input to the Town Council as it addresses parking issues.

The motion was approved unanimously.

**6. Storrs Center Action Items**

Mr. Lodewick said that the key Storrs Center stakeholders are focused on continuing to move Storrs Center ahead. LeylandAlliance is talking with potential equity and debt partners to get Phase 1A started as soon as possible. One of the major draws remains the University and, in particular, its role in Storrs Center. He said that housing will continue to be an economic driver for the project, and the focus is on rental housing for the first phase.

Ms. van Zelm said that relocation negotiations continue and reported that Wings Over Storrs and Travelplanners had signed Letters of Intent to be part of the first phase. She said the relocation team expects that there will be several more Letters of Intent signed soon. She said that the goal is to determine the plans for the rest of the other affected businesses within the next month. She noted that some businesses will leave or retire.

Ms. van Zelm said that BL Companies has signed a contract with the Town to begin design work on Storrs Road. She said a coordination meeting is being scheduled with UConn as they are also doing some work in Storrs Road.

**7. Four Corners Sewer Study Advisory Committee**

Ms. van Zelm said she attended the last Four Corners Sewer Advisory Committee meeting which Matt Hart also attended. She said the Town is continuing to do some planning while issues of cost, etc., are evaluated.

She said the main item at the meeting was a presentation from Town Planning Director Gregory Padick on design criteria generally. He relayed to the Committee that the review process for any design criteria is important and used Storrs Center as an example. Mr. Padick suggested that the Partnership and the Town Design Review Committee could be resources. Mr. Padick said it is important for the design to be coordinated and cohesive. Because there are multiple property owners at Four Corners, it will be difficult to develop a special design district in the same way that the Partnership did for Storrs Center.

In response to a question from Mr. Clouette, Mr. Hart said that a study on financing options is not complete but he will share it once it is complete.

## **8. Report from Committees**

### Business Development and Retention

Ms. van Zelm said the Business Development and Retention Committee will be meeting on September 30.

### Festival on the Green

Ms. Paterson said the wine tasting at the Altnaveigh is very popular and has sold out. She said that the Celebrate Mansfield Weekend will include Know Your Towns Fair, kayaking at River Park, the Farmer's Market, the Picnicpalooza and the Festival.

Ms. Paterson said the Committee on Committees will honor volunteers at the picnic.

She thanked the Board members for contributing to the budget of the Festival. She said she was particularly pleased that almost all the sponsors from last year sponsored this year, and there were a few new sponsors.

Ms. Paterson said that the Committee was doing a dunk tank for the first time and was looking for student organizations to volunteer and to raise money. Dennis Heffley suggested the UConn diving team and Bill Simpson suggested the UConn spirit team.

### Membership Development

Frank McNabb said the Membership Development Committee will meet next week. He said that Steve Rhodes agreed to serve on the Committee.

### Planning and Design

In Mr. Bacon's absence, Ms. van Zelm reported that the Committee completed revising its charge and will meet in October.

**9. Adjourn**

Tom Callahan made a motion to adjourn the meeting. Ms. Webster seconded the motion. The motion was approved unanimously and the meeting adjourned at 5:15 pm.

*Minutes taken by Cynthia van Zelm.*



TOWN OF MANSFIELD  
Clean Energy Team  
Minutes of the Meeting  
September 15, 2009

Present: Hoyle, Spurlock, Gupta, Loxsom, Nash, Britton, Walton (staff)

The meeting began at 7:09 p.m.

The minutes from August 18, 2009 minutes were reviewed and accepted.

Walton reported that the Sustainability Committee is working on setting goals and priorities. The Sustainability Committee asked if the \$500 Energy Challenge could include off-campus students. The group discussed offering a program in the future that is targeted for renters. Members were interested in having a Clean Energy Team representative at the Sustainability Committee meeting, which Walton will bring to the next Sustainability Committee meeting on September 24, 2009. All are welcome to attend.

The slide show for the October 27, 2009 \$500 energy challenge kick-off meeting was reviewed. Loxsom, Hoyle and Walton will share the presentation. Rebecca Meyer, Senior Program Administrator of Conservation and Load Management for CL&P, has offered to present the home audit programs that evening and provide some items for the starter kit. Walton will arrange with Ms. Meyer. Marion Kurland, from Charter Communications, has agreed to film the progress of this challenge beginning with the kick-off meeting. The challenge has been put on the website, press releases sent out to the local papers and radio stations, given out at school open houses and the Know Your Towns Fair. Walton will send the flyer to the e-mails of people who attended energy programs in the past and will put a notice in the trash bill inserts. Spurlock will hand out flyers at the Farmers Market. Loxsom will send out an e-mail through ECSU. Britton will post at the Willimantic Food Co-op and contact Rich Miller about sending out an e-mail to UConn staff. Hoyle will distribute through WAIM. Gupta will work on an article for the Reminder Newspaper.

Walton stated that funding has been restored for subsidized fluorescent lighting sales, which the Clean Energy Team has hosted several times in the past. Discussion was held on the importance of supporting the sale of quality bulbs that are long-lasting. Britton will bring in a recent issue of *Consumer Report* that rated compact fluorescent bulbs to the next meeting. Staff was directed to find what brands of bulbs the vendor, TechniArt, sells and report back to the group.

Walton said that a Willington resident who has developed a hybrid fuel cell vehicle is interested in talking to the group. Walton was advised to ask for some written information on this technology to bring to a future meeting.

Hoyle stated that he is working with others to promote converting military arms manufacture to renewable energy manufacture.

The next meeting, October 20, 2009 will be cancelled. The group will meet briefly at 6:30 on

October 27, 2009, followed by the \$500 energy challenge introductory presentation.

The meeting was adjourned at 8:39 pm.

Respectfully Submitted,

Virginia Walton  
Recycling/Refuse Coordinator

Cc: Lon R. Hultgren, Director of Public Works, Members, file, Town Manager, Town Clerk

Animal Control Activity Report

REPORT PERIOD		2009 /	2010												
PERFORMANCE DATA		Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	This FY to date	Last FY to date
Complaints Investigated:															
phone calls		225	192	175	186	123								901	964
road calls		35	17	27	13	14								106	108
dog calls		123	80	88	87	47								405	453
cat calls		62	80	64	73	55								334	364
wildlife calls		17	9	14	3	6								49	39
Notices to license issued		10	7	10	19	17								63	54
Warnings to license issued		59	84	58	0	0								201	459
General warnings issued		16	2	4	9	3								34	17
Infractions issued		2	0	2	2	1								7	2
Notices to neuter issued		0	0	0	1	0								1	13
Dog bite quarantines		1	0	2	1	1								5	9
Dog strict confinement		0	0	0	0	0								0	0
Cat bite quarantines		0	0	0	0	0								0	1
Cat strict confinement		0	0	0	0	0								0	0
Dogs on hand at start of month		5	5	6	4	5								25	22
Cats on hand at start of month		17	15	12	16	21								81	99
Impoundments		31	25	17	24	13								110	139
Dispositions:															
Owner redeemed		14	3	3	4	6								30	42
Sold as pets-dogs		8	2	2	1	1								14	13
Sold as pets-cats		9	16	6	10	12								53	78
Sold as pets-other		1	0	1	0	0								2	0
Total destroyed		1	6	3	3	6								19	12
Road kills taken for incineration		0	0	1	1	1								3	3
Euthanized as sick/unplaceable		1	6	2	2	5								16	9
Total dispositions		33	27	15	18	25								118	144
Dogs on hand at end of month		5	6	4	5	2								22	19
Cats on hand at end of month		15	12	16	21	12								76	96
<b>Total fees collected</b>		<b>\$861</b>	<b>\$948</b>	<b>\$ 515</b>	<b>\$ 460</b>	<b>\$ 726</b>								<b>\$3,510</b>	<b>\$ 5,588</b>

Scotland dogs FY 09/10 to date

To: Town Council/Planning & Zoning Commission  
 From: Curt Hirsch, Zoning Agent  
 Date: December 4, 2009

Re: **Monthly Report of Zoning Enforcement Activity**  
*For the month of November, 2009*

Activity	This month	Last month	Same month last year	This fiscal year to date	Last fiscal year to date
Zoning Permits issued	11	11	10	59	77
Certificates of Compliance issued	9	7	10	40	69
Site inspections	45	46	47	201	276
Complaints received from the Public	4	2	5	20	35
Complaints requiring inspection	3	2	1	16	19
Potential/Actual violations found	4	5	3	26	16
Enforcement letters	5	14	11	42	56
Notices to issue ZBA forms	1	0	0	3	2
Notices of Zoning Violations issued	2	4	11	23	30
Zoning Citations issued	6	4	4	18	7

Zoning permits issued this month for single family homes = 3, multi-fm = 0  
 2009/10 fiscal year total: s-fm = 8, multi-fm = 8

**Town of Mansfield Parking Steering Committee for Storrs Center  
Monday, November 2, 2009  
Mansfield Downtown Partnership Office  
1244 Storrs Road (behind People's United Bank in Storrs Commons)**

**6:00 PM**

**Minutes**

Members Present: Karla Fox, Martha Funderburk, Manny Haidous, Meredith Lindsey, Ralph Pemberton, Mike Taylor

Ex-Officio Members Present: Matthew Hart, Andy Hill, Lon Hultgren, Macon Toledano, Cynthia van Zelm

**1. Introductions**

Town Manager Matt Hart offered to facilitate the first meeting as a Chair has not been elected yet.

Committee members introduced themselves.

**2. Update on Storrs Center**

Mansfield Downtown Partnership Executive Director Cynthia van Zelm updated the Committee on the status of Storrs Center to provide context for the meeting.

Ms. van Zelm said the focus for the Partnership is on Phase 1A which includes housing and commercial development on the north side of Dog Lane. She said that 8 letters of intent have been signed by new and current businesses to be part of the project.

Ms. van Zelm said she is working with Town Public Works Director Lon Hultgren and master developer LeylandAlliance Project Manager Macon Toledano on preparing the infrastructure for Phase 1A including utility extensions and demolition. A scope of work is being developed with engineer BL Companies.

Ms. van Zelm said design has begun on Storrs Road to incorporate pedestrian-friendly elements, integrating the project with Storrs Center.

Finally, Ms. van Zelm said that the Partnership and the Town are working with the Greater Hartford Transit District to implement the Town's federal grant for design work for the intermodal center. The goal is to include buses, bikes, and possibly Zip Cars, or their equivalent, as part of the center. A Request for Qualifications is being drafted for the design of the center.

**3. Overview of Committee Charge**

Mr. Hart passed out the Town passed resolution establishing the Steering Committee and read the Committee charge.

Mr. Hart said the main objective is to create a coordinated management plan. Mr. Hart said that public input and communication to the public is essential.

Mr. Hart noted that Paul Aho, who is on the Board of the Windham Region Transit District (WRTD), will represent WRTD but could not be at the meeting tonight.

#### **4. Overview of Objectives/Discussion**

Town parking consultant Andy Hill said he recommended to the Town early on that a parking steering committee of citizens was essential to work toward a comprehensive parking management plan. His suggestion is that each meeting cover a piece of the parking management plan.

Mr. Hill gave an overview of the recommended sections of a parking management plan:

- Fee for service: How does paid parking work? How is it done in other communities? Why is fee for service important/what are the alternatives?
- System configuration: Permits? Gated? A hybrid?
- Management configuration: Collaborate with UConn? Lease by Town to a private entity?
- Community impacts: How does new parking affect adjacent lots and vice versa?
- Communication: There needs to be clear pipeline of getting information out to people and taking in information. Key will be making sure there is a process to keep the public apprised of access during construction, with the goal to minimize the impact on the community.
- Development of formal parking management plan with presentation to the community.

#### **5. Election of Officers**

After some discussion about alternative ways to facilitate the meetings, Mike Taylor nominated Karla Fox to serve as Chair and Meredith Lindsey to be Vice Chair (pending her re-election to Town Council). Manny Haidous seconded the motion. The motion was approved unanimously.

The Committee deferred making a decision on a Secretary for now, deciding to wait and see if a Secretary is needed. Ms. van Zelm will take the minutes on behalf of the Committee.

**6. Identify Schedule and Next Steps**

Mr. Hill suggested that the Committee meet for eight to nine months with six to seven meetings once a month. The Committee agreed to meet on the 2<sup>nd</sup> Tuesday of the month at 6 pm in the Partnership office. Ralph Pemberton offered the High School as an alternative location if the Committee needed more room for a particular meeting.

Ms. Fox asked for clarification regarding whether the Committee's role is advisory. Mr. Hart said the Committee is serving in an advisory role to the Town Council and the Partnership's Board of Directors.

**7. Set Date for Next Meeting**

The next meeting is set for Tuesday, December 8 at 6 pm in the Partnership office.

**8. Public Comment**

David Freudmann, 22 Eastwood Road, referred to the PowerPoint presentation that was given to the Town Council and the public in March 2009. He expressed concerns about the cash flow projections, estimate of daily car use, and the operating costs, particularly payroll, for the garage.

Mr. Hart said the presentation was designed to be an introductory workshop on parking for the Town Council and the Partnership.

Mr. Freudmann suggested that Committee members be given a hard copy of the presentation. Ms. Fox asked that staff do this as well as provide a one page synopsis regarding the context of the presentation from March. Ms. van Zelm noted that the PowerPoint presentation is also on the Partnership website.

**9. Adjourn**

The meeting adjourned at 6:55 pm.

*Minutes taken by Cynthia van Zelm.*

TOWN/UNIVERSITY RELATIONS COMMITTEE

Tuesday, November 10, 2009  
Audrey Beck Municipal Building  
Council Chambers  
4:00 pm

Minutes

Present: P. Barry, M. Beal, N. Silander, T. Haggerty, M. Hart, J. Hintz, J. Saddlemire,  
S. Rhodes, W. Simpson

Staff: M. Capriola, L. Hultgren, J. Jackman, C. VanZelm, G. Padick

1. Call to Order

Meeting was called to order by Mr. Rhodes. Mr. Rhodes announced the passing of the Committee's long-serving and dedicated member, A.J. (Pappy) Pappanikou.

2. October 13, 2009 Meeting Minutes

Mr. Hart made a motion, seconded by Mr. Hintz to adopt the minutes of October 13, 2009 as presented. Motion passed unanimously.

3. 2010 Meeting Schedule

Ms. Silander made a motion, seconded by Mr. Simpson to adopt the 2010 meeting scheduled as presented. Motion passed unanimously. 2010 meeting dates will be the second Tuesdays of every month at 4pm except for January and July.

4. Updates:

- A. Bikeway. Mr. Hultgren discussed the prioritization process for Town walkway projects. The Transportation Advisory Committee (TAC), Traffic Authority and staff review and participate in the process. The prioritization list ultimately is sent to the Planning and Zoning Commission. TAC is meeting on November 12<sup>th</sup> and will review and discuss the priority list.
- B. Mansfield Downtown Partnership (MDP). Ms. van Zelm provided an update. MDP has received 3 letters of intent from interested businesses since the last meeting; this now brings the total number of letters of intent to 8. MDP is working on Phase 1A infrastructure and extension of utilities. University members provided an update on the realignment of Mansfield Road/Bishop Center parking entrance; the project has been approved.
- C. Mansfield Community Campus Partnership (MCCP). No update. Group meets November 12<sup>th</sup>.
- D. Quality of Life Committee. Mr. Rhodes provided an update. The Committee is researching/discussing the definition of "family" and will make recommendations to Council. The Committee is also reviewing/discussing the feasibility of adding site parking plans to the landlord registration process as well as a tenant registry.
- E. Compost Facility. Tabled to a future meeting.



5. Spring Weekend Report. 2009 Spring Weekend Annual Report has been issued. This is the first joint annual report issued.

6. Other Business/Announcements:

Mr. Beal brought up a concern regarding Pump Station Road (off of University Rd). Many community members utilize the University's road to access the Blue Dot Trail and the Fenton River. Several community members are encountering problems with a property owner on Gurleyville Road regarding access (dispute over private v. public property) to the trail and pump station via Pump Station Road. Mr. Rhodes agreed to look into the matter and provide an update at the next meeting.

The Town distributed a brochure to Committee members regarding Freedom of Information guidelines.

7. Opportunity for the Public to Address the Committee

None.

8. Meeting adjourned at 5:00pm

Next Meeting: December 8, 2009

Respectfully Submitted,

Maria Capriola, Assistant to Town Manager

Mansfield Open Space Preservation Committee  
Minutes for November 17, 2009

Members present:

Vicky Wetherall, Jim Morrow, Michael Allison Quentin Kessel, Steve Lowrey, Ken Feathers and Jennifer Kaufman

1. Chairman Jim Morrow called the meeting to order at 7:38 PM
2. Lowrey/Kessel: Motion to approve the minutes of October 20, 2009, motion carried.
3. Public Comment: No public present.
4. Report from Town Staff:  
Reviewed draft of annual report that Jennifer had submitted; the committee approved it with minor revisions that Morrow would forward to Jennifer.
5. Old Business:  
None discussed
6. New Business:
  - Jennifer summarized the FOI statutes and how they applied to the OSPC. There was some discussion regarding e-mail editing of comments to the Town Manager and Executive Session concerning possible land purchases and field trips on those properties.
  - Approval of proposed meeting dates: Kessel/Wetherall, to approve the proposed dates, motion carried.
  - Appt. of Secretary: Lowrey agreed to take minutes
  - Discussion of presentation to the Town Council: since there are a number of new members on the Council it seemed relevant to com to a meeting and explain to them the function of the Land use advisory Boards (Open Space Protection Committee, Conservation Commission, Agriculture Committee and the Parks Advisory Committee. Kaufman will check with the Town Manager to arrange a date.
  - Discussion of marking trails on the Dorwart Property: There was a discussion of what the Committees goals of a trail system was, the various members would walk the property on their own and then schedule a joint field trip with PAC to layout trails
  - Morrow/Feather to go into Executive Session, motion carried at 8:57 PM  
Wetherall/Morrow to come out of Executive Session, motion carried at 9:07 PM
7. No reports from staff
8. No Communications
9. Future agendas: Next month there will be some referrals to Council to discuss
10. Wetherall/Lowrey to adjourn, motion carried. Meeting adjourned at 9:08

Respectfully submitted  
Stephen Lowrey

Town of Mansfield  
**CONSERVATION COMMISSION**  
Meeting of 21 October 2009  
Conference Room B, Beck Building  
**MINUTES**

*Members present:* Quentin Kessel, John Silander, Joan Stevenson, and Frank Trainor. *Members absent:* Robert Dahn, Peter Drzewiecki, and Scott Lehman. *Others present:* Grant Meitzler (Wetlands Agent).

1. The meeting was **called to order** at 7:35p by Chair Quentin Kessel
2. The draft **minutes of the 16 September 09 meeting**, were unanimously approved, as written by Lehmann and edited earlier by Silander, on a motion made by Stevenson and seconded by Silander.

**3. IWA referrals**

**W1439 (Kovarovics, Daleville Road, driveway relocation).** This is a marginal lot for which the applicants have already gone to the ZBA for permission to move the house closer to the road (further away from the wetlands). The only change being requested now is to relocate the driveway from the north end of the house to the south end, in order to have a safer driveway entrance. The new location will place portions of a paved driveway approximately 26 feet from a wetland, as opposed to the previous distance of 68 feet. This may result in additional runoff entering the wetland and therefore result in some negative impact. The CC suggests that a permeable surface be considered for this driveway to mitigate the impact of sheet runoff into the nearby wetlands. The siltation and erosion controls shown on the map should be in place during construction and removed after the site is stabilized. The motion made by Silander, and seconded by Trainor, passed unanimously.

**W1440 (Chew, Thornbush Road, house addition and shed in buffer).** Silander moved, and Trainor seconded, that there should be no significant negative impact on the wetlands if siltation and erosion controls (not shown on the map) are utilized where necessary. The motion passed unanimously.

**W1439 (Kleinfelder/Mittleman, 7 Storrs Road, site investigation).** The CC is pleased to see responsible action being taken on the closing of this gas station. The CC would like to be copied on the results of this investigation. Trainor moved, and Stevenson seconded, that there should be not significant negative impact from this testing. The motion passed unanimously.

**4. Election of Officers.** The slate of Quentin Kessel for chair, Scott Lehmann for secretary, and John Silander for vice chair, was moved by Trainor, seconded by Stevenson, and passed unanimously.

**5. Pond Place Student Housing Project.** It was reported that the owners of 2 or 3 residential wells in the area, as well as the Carriage House Apartments, had been contacted with regard to having their wells monitored, implying that the drilling and testing for a source of water for this project is moving forward.

**6. UConn/DEP drainage agreement.** The Commission reviewed the "MEMORANDUM OF AGREEMENT BETWEEN THE [THE] DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE UNIVERSITY OF CONNECTICUT," distributed with the CC packet. Of special concern is the portion of the plan to divert storm water runoff from 55 acres

from the Eagleville Brook and the Willimantic River watershed (not a public water supply watershed) into the Fenton River Watershed (a public water supply watershed). The purpose of this diversion is to lower the TMDL level of a complex array of pollutants in a portion of Eagleville Brook. It was noted that this would be at the expense of the water quality in the public water supply watershed and seemed contrary to the good practices the University has implemented over the years and also contrary to common sense. The Commission reviewed the rough draft of a letter by Kessel to the DEP on this matter (below) and agreed to the University's Rich Miller's offer to meet with us to explain their rationale.

**Adjourned at 8:45 P.M.**

Quentin Kessel, Secretary *pro tem*, 22 October 09; approved 18 November 09.

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VERY ROUGH DRAFT! NOT FOR CIRCULATION!  
(for consideration at the 9/21/09 CC meeting)

Mansfield Conservation Commission  
Storrs, CT 06268  
October XX, 2009

Commissioner Amey Marrella  
State of Connecticut  
Department of Environmental Protection  
79 Elm Street  
Hartford, CT 06106

Dear Commissioner Marrella:

The Mansfield Conservation Commission would like to make the following comments regarding the "MEMORANDUM OF AGREEMENT BETWEEN THE [THE] DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE UNIVERSITY OF CONNECTICUT" signed by University of Connecticut Vice President Barry Feldman (9/4/09) and Betsey Wingfield, DEP Bureau Chief for Water Protection and Land Reuse (9/24/09).

1. We note that the Mansfield Conservation Commission is constituted in accordance with enabling legislation by the State of Connecticut (Sections 7-131a through 7-131e of the General Statutes) for the purpose of "The development, conservation, supervision and regulation of natural resources, including water resources, within municipal limits. We further note that the University of Connecticut's main campus falls within Mansfield's municipal limits and the statutes encourage the exchange of information between local conservation commissions and the Commissioner of the DEP.
2. Question: Why was the CC not included in the discussions that led to this MOA, or at least kept better informed about the ongoing discussions that led to this MOA? Furthermore, it is our understanding that the Town of Mansfield, while aware that various projects were being contemplated, were not included in the planning process.
3. The CC has particular concerns regarding the plans to divert stormwater runoff from 55 acres of the Eagleville Brook and Willimantic River watershed (not a public water supply watershed) into the Fenton River Watershed (a public water supply watershed). The stated purpose of this

diversion is to lower the TMDL level of a complex array of pollutants in a portion of Eagleville Brook. It appears to the CC that any improvement made to the water quality in the Eagleville Brook by this diversion will be to the detriment of the water quality in the Fenton River. Again, we do not understand the diversion of this "complex array of pollutants" from the Willimantic River watershed (not a public water supply watershed) to the Fenton River Watershed (a public water supply watershed).

4. This decision is contrary to the good decisions made by the University over the past 100 years to protect the water quality of the Fenton River watershed. In the early 1900s, the decision was made to move the school's septic effluent discharge from the Fenton River Watershed to the Willimantic River watershed in order to better protect the quality of the water entering the Willimantic reservoir. Through zoning, the Town has also sacrificed and worked hard to protect the water quality of the watershed. The University established wells along the Willimantic River to avoid pumping the Fenton River dry on an annual basis. More recently, in collaboration with the DEP, the University did an extensive investigation of the Fenton River, resulting in guidelines to limit the pumping from this river during low-flow periods.

These efforts have moved a portion of the Fenton River from the DEP's impaired river category, to a B/A rating; however, the DEP's and the University's goal was, at one time, to work toward an A rating. This diversion, entering the Fenton upstream of one of the University's drinking water supply pumps would seem to be a move in the downgrading direction.

5. With regard to the outflow from Swan Lake (earlier known as Duck Pond!): For years, its outflow to the Eagleville Brook was controlled by a dam, and in the 1950s or 1960's an overflow outlet was placed at its eastern end to divert storm surges into the Fenton River watershed. It is not clear to the CC if this dam is still operable, or if the only outlet to this lake is now into the Fenton River watershed. In more recent years, the University's growing surface runoff problems have not only caused erosion problems for Eagleville Brook, but flooding and erosion problems for the Valentine Meadow area and Roberts Brook below there, as well. The proposed diversion will exacerbate these Fenton River watershed problems.

The Mansfield Conservation Commission looks forward to better communications with the DEP in the future. If this MOA is not rewritten after securing additional local input, at the very minimum, we expect to be given timely notification of hearings. The Commission requests these hearings be held in Storrs to facilitate local input.

Sincerely yours,

Quentin Kessel, Chair  
Mansfield Conservation Commission  
(Please address communications to me at 97 Codfish Falls Road, Storrs, CT 06269.)

CC: Betsey Wingfield, DEP  
Barry Feldman, UConn  
Mansfield Inland Wetland Agency  
Mansfield Town Council  
Willimantic Water Works  
WINCOG

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**TOWN OF MANSFIELD**  
**OFFICE OF THE TOWN COUNCIL**



ELIZABETH C. PATERSON, Mayor

AUDREY P. BECK BUILDING  
FOUR SOUTH EAGLEVILLE ROAD  
MANSFIELD, CT 06268-2599  
(860) 429-3336  
Fax: (860) 429-6863

December 3, 2009

Board of Education  
Regional School District #19  
Edwin O. Smith High School  
1235 Storrs Road  
Mansfield, Connecticut 06268

**Re: FY 2010/11 Budget**

Dear Board members:

On behalf of the Town of Mansfield, I wish to thank you for your continued support and leadership of Regional School District #19. E.O. Smith High School enjoys a well-deserved reputation for academic excellence that is in no small way attributable to the work of the Board and the Region's professional staff.

We would like to take this opportunity to comment on the development of the Region's Proposed FY 2010/11 Budget. As you know, the coming budget year will prove very challenging for local governments and boards of education around the state and the nation. Mansfield is particularly vulnerable because of the extraordinary amount of non-taxable state and federal property located within the Town, and the fact that our state grants continue to decline. (Early estimates indicate that state aid to Mansfield will decrease by approximately \$1 million or 5.7 percent below the adopted FY 2009/10 State Budget; this reduction is very significant for an overall Town budget of \$43 million.) While we have very little control over our revenue stream outside of property taxes, we can control our expenditures. Consequently, I hope that you and the other members of the Board of Education will join me and the Town Council during these difficult times to control expenditures as reasonably as possible.

On behalf of the Mansfield Town Council, I thank the Board for its consideration of this important issue.

Sincerely,

*Elizabeth Paterson*  
Elizabeth Paterson  
Mayor

CC: Town Council  
Matt Hart, Town Manager

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Item #10



**TOWN OF MANSFIELD**  
**OFFICE OF THE TOWN MANAGER**

Matthew W. Hart, Town Manager

AUDREY P. BECK BUILDING  
FOUR SOUTH EAGLEVILLE ROAD  
MANSFIELD, CT 06268-2599  
(860) 429-3336  
Fax: (860) 429-6863

November 30, 2009

The Honorable Susan Bysiewicz  
Secretary of the State  
State Capitol  
210 Capitol Avenue  
Hartford, CT 06106

**Re: World War II Veterans Recognition Ceremony**

Dear Secretary Bysiewicz:

On behalf of the Town of Mansfield, we would like to thank you for honoring our World War II Veterans with Public Service Awards on October 27, 2009. The ceremony was a wonderful way to give back and recognize these Veterans who have given so much for our country. The Veterans were clearly thankful for your time and attention.

Thank you again for honoring Mansfield's World War II Veterans.

Sincerely,

*Elizabeth H. C. Paterson*  
Elizabeth C. Paterson  
Mayor

*Matthew W. Hart*  
Matthew W. Hart  
Town Manager

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# MEMORANDUM

Town of Mansfield  
Town Manager's Office  
4 So. Eagleville Rd., Mansfield, CT 06268  
860-429-3336  
Hartmw@mansfieldct.org



To: Fred Baruzzi, Superintendent, Mansfield Public Schools

From: Matt Hart, Town Manager *MH*

Date: December 9, 2009

Item # 11

Re: Recognition Agreement with United Public Service Employees Union (UPSEU)

---

I am seeking the Mansfield Board of Education's approval of a recognition agreement with the United Public Service Employees Union (UPSEU), to include certain custodial and maintenance positions assigned to the Mansfield Community Center within the bargaining unit. The proposed agreement is consistent with past practice, as the custodial and maintenance employees assigned to other Town facilities are presently members of UPSEU.

As we do with other bargaining unit employees assigned to Town buildings, the Town agrees to fund the salary and related benefit costs for those custodial and maintenance positions assigned to the Mansfield Community Center.

I believe the proposed recognition agreement is in the best interest of our shared Department of Facilities Management. The Department ably serves the Town and the Mansfield Public Schools and allows both entities to realize the benefits of an economy of scale.

I appreciate your support and the Board's consideration of this proposal.

CC: Board of Education  
Town Council  
William Hammon, Director of Facilities Management  
Cherie Trahan, Director of Finance  
Curt Vincente, Director of Parks and Recreation  
Maria Capriola, Assistant to Town Manager  
Shipman & Goodwin, Labor Counsel, Mansfield Public Schools and Town of Mansfield

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**TOWN OF MANSFIELD**  
OFFICE OF THE TOWN MANAGER

Item #12



Matthew W. Hart, Town Manager

AUDREY P. BECK BUILDING  
FOUR SOUTH EAGLEVILLE ROAD  
MANSFIELD, CT 06268-2599  
(860) 429-3336  
Fax: (860) 429-6863

December 10, 2009

Mr. Will Hare  
15 Crest Road  
Mansfield Center, CT 06250

**Re: Reappointment to Library Advisory Board**

Dear Mr. Hare:

I am pleased to reappoint you to the Library Advisory Board, for a new term to expire on October 31, 2012.

I trust that you find the work of the Board to be rewarding, and I greatly appreciate your willingness to serve our community.

Please do not hesitate to contact me with any questions regarding your reappointment.

Sincerely,

Matthew W. Hart  
Town Manager

Cc: Town Council  
Mary Stanton, Town Clerk

**TOWN OF MANSFIELD**  
**OFFICE OF THE TOWN MANAGER**



Matthew W. Hart, Town Manager

AUDREY P. BECK BUILDING  
FOUR SOUTH EAGLEVILLE ROAD  
MANSFIELD, CT 06268-2599  
(860) 429-3336  
Fax: (860) 429-6863

December 10, 2009

Ms. Heidi Hand  
39 Bundy Lane  
Mansfield, CT 06268

**Re: Reappointment to Library Advisory Board**

Dear Ms. Hand:

I am pleased to reappoint you to the Library Advisory Board, for a new term to expire on October 31, 2012.

I trust that you find the work of the Board to be rewarding, and I greatly appreciate your willingness to serve our community.

Please do not hesitate to contact me with any questions regarding your reappointment.

Sincerely,

Matthew W. Hart  
Town Manager

Cc: Town Council  
Mary Stanton, Town Clerk

**TOWN OF MANSFIELD**  
**OFFICE OF THE TOWN MANAGER**



Matthew W. Hart, Town Manager

AUDREY P. BECK BUILDING  
FOUR SOUTH EAGLEVILLE ROAD  
MANSFIELD, CT 06268-2599  
(860) 429-3336  
Fax: (860) 429-6863

December 10, 2009

Ms. Eva Bar-Shalom  
249 Wormwood Hill Road  
Mansfield Center, CT 06250

**Re: Reappointment to Library Advisory Board**

Dear Ms. Bar-Shalom:

I am pleased to reappoint you to the Library Advisory Board, for a new term to expire on October 31, 2012.

I trust that you find the work of the Board to be rewarding, and I greatly appreciate your willingness to serve our community.

Please do not hesitate to contact me with any questions regarding your reappointment.

Sincerely,

Matthew W. Hart  
Town Manager

Cc: Town Council  
Mary Stanton, Town Clerk

**TOWN OF MANSFIELD**  
**OFFICE OF THE TOWN MANAGER**



Matthew W. Hart, Town Manager

AUDREY P. BECK BUILDING  
FOUR SOUTH EAGLEVILLE ROAD  
MANSFIELD, CT 06268-2599  
(860) 429-3336  
Fax: (860) 429-6863

December 10, 2009

Ms. Jennifer Abele  
133 Cedar Swamp Road  
Mansfield, CT 06268

**Re: Appointment to Mansfield Youth Counsel Advisory Committee**

Dear Ms. Abele:

This letter is to confirm your appointment to the Mansfield Youth Counsel Advisory Committee effective November 19, 2009.

I trust that you will find the work of the Committee to be rewarding, and I greatly appreciate your willingness to serve our community.

Please do not hesitate to contact me with any questions regarding your appointment.

Sincerely,

Matthew W. Hart  
Town Manager


Cc: Town Council  
Mary Stanton, Town Clerk



Town Council

TOWN OF MANSFIELD  
MEMORANDUM  
11/5/09

Item #13

TO: Cherie A. Trahan, Director of Finance  
FROM: Lon R. Hultgren, Director of Public Works   
RE: CPI Decrease for Single-family Garbage/Recycling Collection Contract

As in past years, beginning October 1, 2009 the prices in our single-family collection contract rise (or fall) based on the CPI from September, 2008 to September, 2009. Accordingly, the index dropped by .7% in this period requiring a 1% decrease to the price schedule. These are given below and should be used from October, 2009 to September, 2010. In December the multi-family prices will be adjusted based on the CPI from the preceding twelve months.

Single-Family (Mayo)		
Item	Current Price	Escalated Price
Mini-mini service	8.21	8.13
Mini svc	8.21	8.13
1-can	8.56	8.47
2-can	8.91	8.82
Maxi Svc	9.58	9.48
In-Yard normal	11.94	11.82
In-Yard long	15.70	15.54

cc: Matthew Hart, Town Manager  
F.W. Mayo & Sons, Single-family hauler  
Linda Patenaude, Public Works Specialist  
Virginia Walton, Recycling/Refuse Coordinator  
Cheryl Urban, Collector's office

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**TOWN OF MANSFIELD**  
**OFFICE OF PLANNING AND DEVELOPMENT**

Item #14

GREGORY J. PADICK, DIRECTOR OF PLANNING

Memo to: Mansfield Town Council  
Mansfield Planning and Zoning Commission  
Conservation Commission  
From: Gregory Padick, Director of Planning  
Date: 12/2/09  
Re: Proposed telecommunication tower, Daleville Road, Willington



Please find attached a 12/1/09 letter from K. Baldwin, representing Cellco Partnership d/b/a Verizon Wireless, describing a proposed new telecommunication tower off of Daleville Road and portions of a technical report prepared in association with state permit requirements. The following comments are offered for the consideration of the PZC, Town Council and Conservation Commission:

- The proposed tower is under the jurisdiction of the Connecticut Siting Council. Pursuant to Siting Council guidelines, an advance sixty (60) day notice period has been provided to the Town of Willington and to the Town of Mansfield (due to the proposed tower's location within 2,500 feet of the Town line). In association with a formal application to the Siting Council, a public hearing will be held in Willington to receive any formal comments. Preliminary comments can be submitted prior to the formal application submittal.
- The proposed tower would be 100 feet tall and would be located near the center of a 22 acre parcel at 343 Daleville Road. Access would be from an existing driveway on Daleville Road.
- The expressed purpose of the proposed tower is to improve coverage along Route 44 where there is a 2.15 mile cellular frequency gap and a 1.99 mile PCS frequency gap. The tower has been designed for a minimum of three (3) additional wireless carriers.
- The technical report includes a preliminary viewshed map which indicates that there will be limited off-site visual impact. The tower will be visible year round from upper portions of Horse Barn Hill on the UConn campus and from a small area on Old Turnpike Road.
- The submitted information indicates that there will be minimal impacts on environmental resources and no impact on historic resources. The site is not within a DEP designated Natural Diversity Data Base area.
- In 2008, essentially the same tower proposal was formally submitted to the CT. Siting Council but withdrawn prior to the holding of a public hearing. Town officials reviewed the 2008 application and, at that time did not forward any comments for state consideration.

**Summary/Recommendation**

My review indicates that the proposed tower will have minimal impact on Mansfield residents or the physical environment. Other existing towers in the area are more visible. The proposed tower is expected to enhance wireless service for Mansfield residents and visitors. No comments or recommendations from Mansfield officials are considered necessary at this time. An additional opportunity to comment will be available in association with the CT Siting Council's Public Hearing.

# ROBINSON & COLE LLP

KENNETH C. BALDWIN

280 Trumbull Street  
Hartford, CT 06103-3597  
Main (860) 275-8200  
Fax (860) 275-8299  
kbaldwin@rc.com  
Direct (860) 275-8345

December 1, 2009

Christina B. Mailhos  
First Selectman  
Town of Willington  
40 Old Farms Road  
Willington, CT 06279

Re: **Submission of Technical Information Concerning Proposal to Construct a  
Wireless Telecommunications Facility at 343 Daleville Road, Willington,  
Connecticut**

Dear Ms. Mailhos:

This firm represents Celco Partnership d/b/a Verizon Wireless ("Celco"). In April of 2008, Sandy Carter and I met with you and Susan Yorgenson to discuss Celco's plans to construct a wireless telecommunications tower at 343 Daleville Road in Willington. Following that initial meeting, the Celco development team appeared before the Willington Inland Wetlands and Watercourses Commission to discuss the proposal. On August 25, 2008, Celco filed its application with the Connecticut Siting Council ("Council"). In November 2008, Celco determined that it was not prepared to proceed with the development of this tower site and withdrew its Council application. Following a recent review of network development priorities, Celco has decided to reactivate this site and recommence the Council approval process.



*Law Offices*

BOSTON

PROVIDENCE

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WHITE PLAINS

NEW YORK CITY

ALBANY

SARASOTA

[www.rc.com](http://www.rc.com)

The proposed wireless telecommunications facility in Willington (the "Facility") will provide service to Celco customers in the southeasterly portion of Willington and northerly portions of the Town of Mansfield. This technical report is submitted pursuant to Connecticut General Statutes ("Conn. Gen. Stat.") § 16-50(e), which establishes local input requirements for the siting of any facility under the jurisdiction of the Council.

For your information, a copy of this report will also be forwarded to Mayor Elizabeth C. Paterson and Matthew W. Hart, Town Manager for the Town of Mansfield. Conn. Gen. Stat. § 16-50(e) requires the submission of technical information to the municipality where the facility will be located and any other

## ROBINSON & COLE<sub>LLP</sub>

Christina B. Mailhos  
December 1, 2009

municipality within 2,500 feet of the proposed facility location. The proposed Facility is located within 2,500 feet of the Mansfield town line.

Correspondence and/or communications regarding the information contained in this report should be addressed to:

Sandy Carter, Regulatory Manager  
Verizon Wireless  
99 East River Drive  
East Hartford, CT 06108  
(860) 803-8219

A copy of all such correspondence or communications should also be sent to Celco's attorneys:

Kenneth C. Baldwin, Esq.  
Robinson & Cole LLP  
280 Trumbull Street  
Hartford, CT 06103-3597  
(860) 275-8345

Celco intends to submit an application to the Council requesting a Certificate of Environmental Compatibility and Public Need ("Certificate") for the construction, maintenance and operation of a wireless telecommunications facility at 343 Daleville Road. The proposed Facility would provide coverage along Route 44 and local roads in the area, particularly in those areas not currently served by Celco's existing Ashford West 2 cell site (an existing tower at 99 Knowlton Road, Ashford); Mansfield cell site (an existing tower at 497 Middle Turnpike, Mansfield); Storrs cell site (an existing tower at 82 North Eagleville Road, Storrs); UCONN East cell site (a facility at the Storrs Congregational Church at 2 North Eagleville Road, Storrs); UCONN cell site (an existing building façade installation at 855 Bolton Road, Mansfield); and Mansfield North cell site (an existing Town-owned tower at 1725 Stafford Road, Mansfield). Coverage plots for Celco's existing cell sites in the area alone and together with the proposed Facility are included in Attachment 1. On these plots the proposed Facility at 343 Daleville Road is identified as the "Willington-Mansfield 4 Corners" cell site.



# ROBINSON & COLE<sup>LLP</sup>

Christina B. Mailhos  
December 1, 2009

## Cell Site Information

The proposed Facility would be located in the central portion of a 22 acre parcel located at 343 Daleville Road in Willington. This site is located in Willington's Residential R-80 zone district.

At this site, Cellco proposes to construct a 100-foot telecommunications tower. Cellco will install a total of twelve (12) panel-type antennas at the top of the tower with their centerline at the 97-foot level. Equipment associated with the Cellco antennas would be located in a 12' x 30' shelter located near the base of the tower. Cellco will also place a 1000 gallon propane tank on the ground within the fenced compound. All site improvements associated with the proposed Facility would be located within a 100' x 100' leased area. Access to the cell site would extend from Daleville Road over a portion of the landowner's existing driveway, a distance of approximately 710 feet, then over a new gravel access driveway, a distance of approximately 450 feet to the cell site. Both the tower and leased area are designed to accommodate additional carriers. Project plans for the Facility are included in Attachment 2.

## Connecticut Siting Council

Municipal jurisdiction over the siting of the proposed telecommunications facility described in this report is pre-empted by provisions of the Public Utilities Environmental Standards Act ("PUESA"), Conn. Gen. Stat. § 16-50g *et seq.* The PUESA gives exclusive jurisdiction over the location, type and modification of telecommunications towers to the Council (Conn. Gen. Stat. § 16-50x(a); 16-50i(a)(6)). Accordingly, the Facility described in this report is exempt from the municipal land use regulations (e.g. zoning, wetlands, etc.), which may ordinarily apply to this type of site development. However, pursuant to § 16-50j(e) of the General Statutes, municipal officials are entitled to receive technical information regarding the proposal at least sixty (60) days prior to the filing of an application with the Council. This technical information is provided to the municipalities in accordance with this provision.

Pursuant to Section 16-50j(e) of the General Statutes, Cellco must provide a summary of the Town's comments and recommendations, if any, to the Council within fifteen (15) days of the filing of an application. Upon receipt of an application, the Council will assign a docket number and set a hearing date. At that time, the Town may choose to become a party in the proceeding. Other procedures followed by the Council include serving the applicant and other participants with interrogatories, holding a pre-hearing conference, and conducting a public hearing.



# ROBINSON & COLE<sup>LLP</sup>

Christina B. Mailhos  
December 1, 2009

The public hearing would be held at a location in Willington. Following the public hearing, the Council will issue findings of fact, an opinion and a decision and order. Prior to construction, the Council will also require the Applicant to submit a development and management plan ("D&M Plan") which is, in essence, a final site development plan showing the location of structures and details of site development. These procedures are also outside the scope of the municipality's jurisdiction and are governed by the Connecticut General Statutes, the Regulations of Connecticut State Agencies, and the Council's Rules of Practice. If the Council approves the Facility described in this report, Cellco will submit to the municipal Building Official an application for approval of a local building permit. Under Section 16-50x of the General Statutes, which provides for the exclusive jurisdiction of the Council, the building official must honor the Council's decision.

## Public Need

The primary purpose of the Facility described above is to provide coverage to customers between Cellco's existing Ashford West 2, Mansfield and Storrs cell sites, particularly along the heavily-traveled Route 44 and local roads in the area. As depicted on the coverage maps included in Attachment 1, Cellco cannot currently provide reliable service at PCS or cellular frequencies to customers traveling along Route 44 from its existing sites in this area. The Facility described in this filing will provide coverage to a 2.15 mile portion of Route 44 at cellular frequencies; a 1.99 mile portion of Route 44 at PCS frequencies; and an overall area of approximately 3.2 square miles at cellular frequencies and 1.4 square miles at PCS frequencies.

## Environmental Effects

From our experience, the primary impact of a wireless facility, such as the one proposed here, is visual. The visual impact of the proposed facilities will vary from place to place around each facility, depending upon factors such as vegetation, topography, distance from the tower, and the location of buildings in the sight-line of the facility. (See Attachment 4 – Preliminary Viewshed Map).

There would also be no significant air, water, noise or other environmental impacts from the proposed Facility. The operations at the Facility would not pose any hazard to human health. No sanitary facilities are required and none are proposed. Finally, the leased area has been located so as to minimize the need to remove any significant trees in the area.



# ROBINSON & COLE<sub>LLP</sub>

Christina B. Mailhos  
December 1, 2009

## Power Density

The Federal Communications Commission ("FCC") has adopted a standard (the "Standard") for exposure of radio frequency ("RF") emissions from telecommunications facilities like the proposed Facility. To ensure compliance with the Standard, Cellco has performed power density calculations for the site according to the methodology described in FCC Office of Science and Technology Bulletin No. 65 ("OST Bulletin 65"). This calculation is a conservative, worst-case approximation of RF power density levels at the closest accessible point to the antenna (i.e., the base of the tower), and with all antennas transmitting simultaneously on all channels at full power. The calculated power density level for Cellco antennas at the Facility would be 35.43% of the Standard (see Attachment 3).

## Scenic Natural Historic or Recreational Impacts

To further assess the environmental impacts of the proposed Facility, Cellco has asked Vanasse Hangen Brustlin, Inc. ("VHB") to prepare a National Environmental Policy Act ("NEPA") Environmental Screening Checklist (the "NEPA Checklist") to determine if the Facility will have any significant adverse environmental effects. The NEPA Checklist includes information from the Environmental and Geographic Information Center of the Connecticut Department of Environmental Protection ("DEP"), the U.S. Fish and Wildlife Service ("USFWS") and the State Historic Preservation Officer ("SHPO"). The USFWS has already determined that the proposed Facility will not have an adverse impact on Federal endangered, threatened or special concern species or critical habitat.

Copies of the DEP, USFWS and the SHPO determinations will also be included in the Council Application.

## Site Selection Process

Cellco's real estate representatives conducted a search for suitable cell site locations in the southerly portion of Willington and northerly portion of Mansfield. Cellco's site search included the review of existing tower sites, existing tall structures and "raw land" sites within or near the identified search ring. The proposed Facility described in this report satisfies Cellco's coverage objectives in the area and results in significantly fewer environmental effects and was therefore preferred over the other alternative locations considered.





# ROBINSON & COLE<sub>LLP</sub>

Christina B. Mailhos  
December 1, 2009

## Tower Sharing

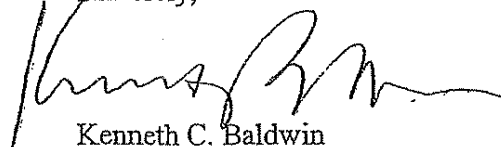
As stated above, Cellco intends to build a tower in Willington that is capable of supporting Cellco's antennas and those of additional wireless telecommunications providers. The provision to share the tower is consistent with the intent of the General Assembly when it adopted Conn. Gen. Stat. § 16-50aa. The availability of space on the proposed Facility tower may reduce, if not eliminate, the need for additional towers in the Willington-Mansfield area for the foreseeable future.

## Conclusion

This technical report is submitted in accordance with Conn. Gen. Stat. § 16-50(e), which requires Cellco to supply the Town with technical information regarding its proposed Facility. This report includes information regarding the site selection process, need for the Facility, and the potential environmental impacts of the Facility. Cellco submits that the proposed Facility would not have any significant, adverse environmental effects. Moreover, Cellco submits that the need for high quality wireless service, and a competitive framework for providing such service has been determined by the FCC to be in the public interest and that such public need far outweighs any perceived environmental effects of the proposed Facility.

Please contact me if you have any additional questions regarding the proposed Facility.

Sincerely,



Kenneth C. Baldwin

Enclosures

Copy to:

Elizabeth C. Paterson, Mayor of Mansfield  
Matthew W. Hart, Mansfield Town Manager  
Sandy M. Carter





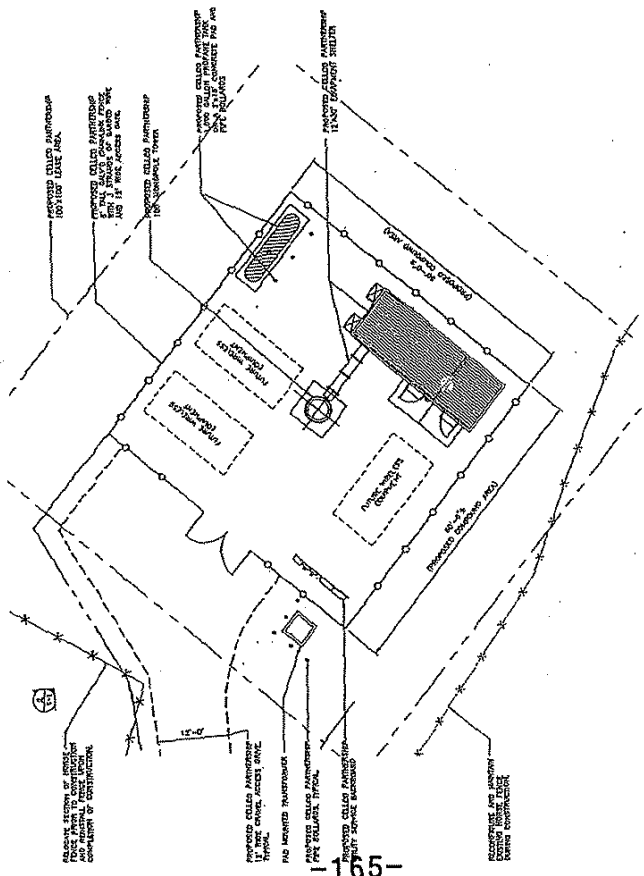
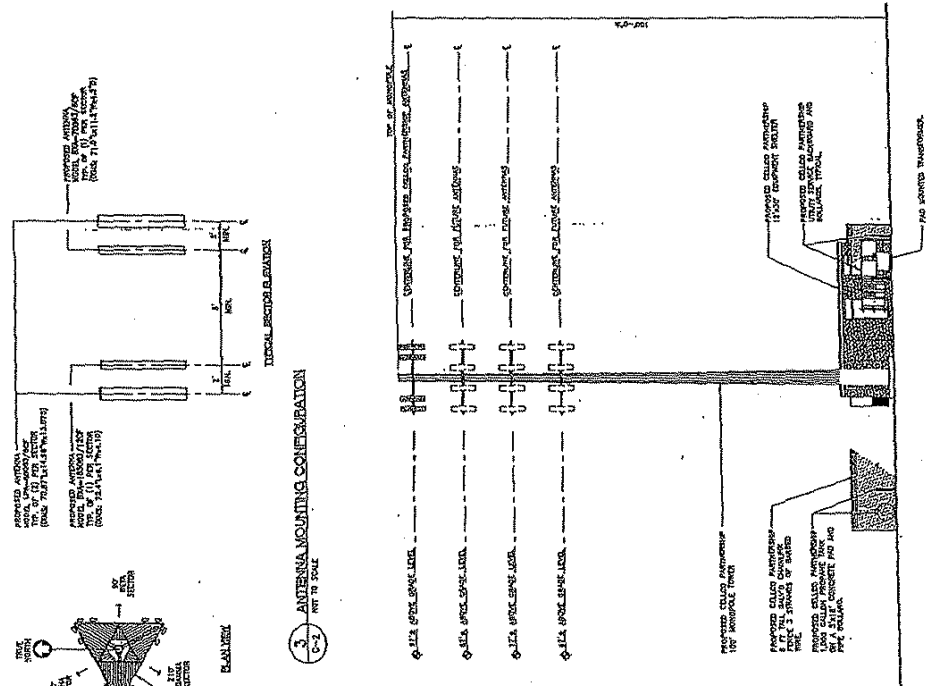
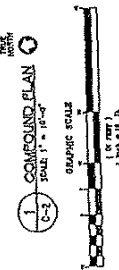
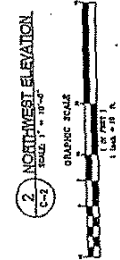
## 20

COMPOUND  
PLAN AND  
ELEVATION

VERIZON WIRELESS  
WILMINGTON - MANASSA 4 CO  
343 DOWNEY ROAD  
WILMINGTON, CT 06229

14-00000

Case 1:  $\alpha = 0$

[illegible]

# Preliminary Viewshed Map

Topography and Forest Cover as Constraints

Town of  
Willington  
Connecticut

Proposed Telecommunications Facility  
Willington - Mansfield 4 Corners  
343 Daleville Road  
Willington, Connecticut

NOTE:  
- Viewshed results are preliminary pending balloon float and in-  
field reconnaissance.  
- Viewshed analysis conducted using ESRI's Spatial Analyst.  
- Proposed Facility height is 100 feet.  
- Existing tree canopy height estimated at 50 feet.  
- The Study Area is comprised of a 2-mile radius surrounding the  
proposed Facility and includes 6,042 acres

## DATA SOURCES:

- Digital elevation model (DEM) derived from USGS National Elevation  
Dataset (NED) with a resolution of one arc-second  
(approximately 30 meters) produced by the USGS, 1995 - 1999
- Forest areas derived from 2006 digital orthophotos with 1-foot  
pixel resolution; digitized by VHB, 2008
- Base map comprised of Coventry (1963) and Spring Hill (1963) USGS  
Quadrangle Maps
- Protected properties data layer provided CTDEP, May, 2007
- Scenic Roads layer derived from available State and Local listings.
- Nipmuck Trail digitized based on Connecticut Walk Book (East)

Map Compiled March, 2008

## Legend

Proposed Monopole Location  
(approximately 500 feet ground level)

Approximate Year-Round Visibility  
(Approximately 5 Acres)

Protected Properties (CT DEP)

- State Forest
- State Park
- DEP Owned Waterbody
- State Park Scenic Reserve
- Historic Preserve
- Natural Area Preserve
- Fish Hatchery
- Flood Control
- Other
- State Park Trail
- Water Access
- Wildlife Area
- Wildlife Sanctuary

Protected Properties (Features)

- DEP Bank Landmarks
- Town Line
- Nipmuck Trail (CT Blue Blazes)

Protected Properties (Municipal)

- Cemetery
- Preservation
- Conservation
- Existing Preserved Open Space
- Recreation
- Convent Recreation
- School
- Unincorporated

VHB  
Vanasse Hangen Brustlin, Inc.  
Transportation and Development Environmental Services

van@vhabus.com

• - Areas identified that would have  
year-round visibility (total of ~8 acres)  
gld



## Town of Mansfield Department of Finance

**To:** Matt Hart, Town Manager  
**From:** Cherie Trahan, Director of Finance *CT*  
**Date:** December 14, 2009  
**Re:** Invoice for Legal Services

---

At the November 23, 2009 Town Council meeting, I was requested by a member of the Town Council to provide detail information on the billing for legal services by O'Brien & Johnson. Attached is a schedule detailing all invoices paid by fiscal year from FY 2005/06 to December 3, 2009 (the final date for Atty. O'Brien to submit invoices before all work is covered by our retainer agreement). Since each invoice details billing for services provided over multiple fiscal years, it would take a significant number of hours to analyze how many service hours were actually provided in each fiscal year.

The total amount of actual payments from FY 05/06 to FY 09/10 (through 12/3/09) was \$149,069 or an average of \$33,127 per year. Over this period, the average hourly rate was \$119.04. Compared to an average hourly rate of \$300/per hour for legal services, this is a savings of over \$226,600 for the period.

I have also attached a copy of each summary invoice, providing a list of all items O'Brien and Johnson provided legal counsel. If needed, the detailed invoices can be provided as well.

Town of Mansfield  
Legal Expenditures Analysis - O'Brien & Johnson  
Summary by Date Paid

Invoice Date		Total Hours	Fee
10/19/05	12/01/03 - 10/19/05	32.9	\$ 3,917
10/31/05	12/01/03 - 10/31/05	44.4	5,328
03/10/06	12/01/03 - 03/10/06	68.8	8,193
03/27/06	11/01/03 - 03/27/06	133.0	15,772
	Paid Fiscal Year 05/06	<u>279.1</u>	<u>33,210</u>
12/18/06	03/28/06 - 12/18/06	36.5	4,380
04/13/07	12/01/03 - 04/13/07	197.4	23,430
	Paid Fiscal Year 06/07	<u>233.9</u>	<u>27,810</u>
12/27/07	11/01/03 - 12/26/07	99.2	11,904
02/28/08	11/01/03 - 02/28/08	69.3	7,982
03/24/08	12/01/03 - 03/24/08	57.7	7,740
	Paid Fiscal Year 07/08	<u>226.2</u>	<u>27,626</u>
04/13/09	12/01/03 - 04/13/09	125.6	14,901
	Paid Fiscal Year 08/09	<u>125.6</u>	<u>14,901</u>
07/07/09	12/19/06 - 07/07/09	144.8	17,286
10/31/09	09/21/05 - 10/31/09	142.2	16,591
12/03/09	12/04/03 - 12/03/09	88.2	10,251
12/03/09	10/06/09 - 12/03/09	12.3	1,395
	Paid Fiscal Year 09/10	<u>387.5</u>	<u>45,523</u>
Total Paid 05/06 - 08/09 (Dec)		<u>1252.3</u>	<u>\$ 149,069</u>
Annual Average as Paid		<u>278.3</u>	<u>\$ 33,127</u>

# O'Brien and Johnson

Attorneys at Law

120 Bolivia Street, Willimantic, Connecticut 06226

Tel (860) 423-2860

Fax (860) 423-1533

Attorney Dennis O'Brien  
dennis@OBrienJohnsonLaw.com

Attorney Susan Johnson  
susan@OBrienJohnsonLaw.com

## INVOICE TO: TOWN OF MANSFIELD

RE: Legal Services Provided: Some Closed Cases

FOR: December 1, 2003 to October 19, 2005

DATE: October 19, 2005

CASE/PROJECT	HOURS	FEE
Reynolds School Lease	13.0	\$1560
Community Center Membership Guide & Issues	13.7	\$1644
AFSCME v. Town of Mansfield	6.2	\$712.50
TOTALS	32.9	\$3916.50

*Approved*  
*M. J. Bel*  
*10-19-05*

*111-00000-22100-00*

# O'Brien and Johnson

Attorneys at Law

*Approved for Payment*  
*Held B 10-2-05*

120 Bolivia Street, Willimantic, Connecticut 06226

Tel (860) 423-2860

Fax (860) 423-1533

Attorney Dennis O'Brien  
dennis@OBrienJohnsonLaw.com

Attorney Susan Johnson  
susan@OBrienJohnsonLaw.com

## INVOICE TO: TOWN OF MANSFIELD

RE: Legal Services Provided: Some Closed Cases

FOR: December 1, 2003 to October 31, 2005

DATE: October 31, 2005

CASE/PROJECT	HOURS	FEE
Community Center Construction	41.2	\$4944
Removal of PHA Commissioner	3.2	\$384
TOTALS	44.4	\$5328



# O'Brien and Johnson

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Attorney Dennis O'Brien  
dennis@OBrienJohnsonLaw.com

Attorney Susan Johnson  
susan@OBrienJohnsonLaw.com

INVOICE TO: Town of Mansfield  
RE: Legal Services Provided  
FOR: December 1, 2003 to March 10, 2006 (PARTIAL)  
DATE: March 10, 2006

<u>PROJECT</u>	<u>HOURS</u>	<u>FEE</u>
Eviction Policy	11.7	\$1395
Ordinance: Tax Exemption for Non-Profits	4.6	\$552
Little League/AAU	1.2	\$144
Emergency Preparedness Ordinance	0.8	\$96
Miscellaneous Evictions	3.6	\$432
C.G.S. Section 12-412(1) Issue	3.1	\$318
Nov. 8, 2005 Referendum Explanatory Text	1.1	\$132
Amendment to Fee Waiver Ordinance	0.3	\$36
Community Center "Pump"	0.7	\$84
Downtown Partnership Street Festival - Closing the Road	1.3	\$156
Bikeways Ordinance	0.7	\$84
WFSB FOIA Request	1.5	\$180
Litter Ordinance	10.8	\$1296
Discovery Depot Accident	0.7	\$84
Morneau Property Purchase	6.6	\$792 — open space fee
2005 STEAP Grant	0.6	\$72
Maneggia Small Cities Loan	1.2	\$144
Motor Vehicle Fee Tax Ordinance	1.8	\$216
Aquifer Protection Ordinance	0.6	\$72
UConn Land Trade	15.9	\$1908 — open space fee
<b>TOTALS</b>	<b>68.8</b>	<b>\$8193</b>

PLEASE REMIT \$8193.00

Thank you,

  
Attorney Dennis O'Brien

# O'Brien and Johnson

Attorneys at Law

120 Bolivia Street, Willimantic, Connecticut 06226

Tel (860) 423-2860

Fax (860) 423-1533

Attorney Dennis O'Brien  
dennis@OBrienJohnsonLaw.com

Attorney Susan Johnson  
susan@OBrienJohnsonLaw.com

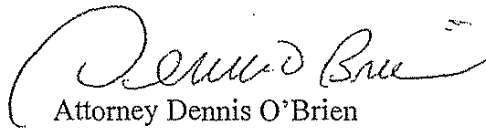
INVOICE TO: Town of Mansfield Planning & Zoning Commission  
RE: Legal Services Provided  
FOR: November 1, 2003 to March 27, 2006  
DATE: March 27, 2006

<u>PROJECT</u>	<u>HOURS</u>	<u>FEE</u>
Miscellaneous P&Z Document Reviews & Activities	2.0	\$240
Hanks Hill Estates Subdivision	0.6	\$72
Elias v. Mansfield PZC & The Hellenic Society Paideia	4.2	\$504
Mihalopoulos Zoning Enforcement	0.4	\$48
Home Selling Team v. Town of Mansfield	32.8	\$3,868.50
Aquifer Protection Area Regulations	2.8	\$336
Pollock Road Lot Merger	1.7	\$204
Public Act No. 05-124	2.8	\$336
Hickory Lane House Permit	1.2	\$144
PZC Regulations Revisions - 2004	5.8	\$696
PZC Regulations Revisions -- 2006	1.6	\$192
Cyr-Ouimette-Burnham Property	0.2	\$24
Age Restricted Housing Zone	2.6	\$312
Wild Rose Estates	3.1	\$372
Eastbrook Development Corp. Zone Change Request	1.5	\$180
Shepard Subdivision Question	0.9	\$108
Saw Mill Valley Estates	1.9	\$228
Plan of Conservation & Development Update	2.4	\$288
Bovino Zone Change Application and Subdivision	2.8	\$336
Zoning Enforcement Procedures Questions	0.7	\$84
Zoning Regulation Revision -- Storage Shed Setbacks	1.0	\$120
Hall Zoning Enforcement	0.7	\$84
Fellows Estates	0.6	\$72
Subdivision and Resubdivision Moratorium	5.3	\$636
Design Multiple Residence (DMR) Moratorium	1.3	\$156
Recording Lot Line Revisions	0.8	\$96
Curt B. Hirsch v. Ron Legasse, et al.	6.4	\$823.32
Grand Shart, LLC Subdivision	0.4	\$48
Negro v. Mansfield PZC	13.8	\$1656
Well House Subdivision (Hat Creek Enterprises)	2.1	\$252
Illuminarium Prayer Flags	1.6	\$192

Satellite Dish Regulations	0.7	\$84
Chatham Hill, LLC v. Mansfield Inland Wetlands	16.0	\$1744.50
Curt B. Hirsch v. Michael Storrs & Stacia Bates	3.8	\$ 456
CCLU – Political Signs	6.5	\$780.00
<b>GRAND TOTALS</b>	<b>133.0</b>	<b>\$15,772.32</b>

PLEASE REMIT \$15,772.32

Thank you,

  
Attorney Dennis O'Brien

INVOICE TO: Town of Mansfield Planning & Zoning Commission  
 RE: Legal Services Provided  
 FOR: March 28, 2006 to December 18, 2006  
 DATE: December 18, 2006

<u>PROJECT</u>	<u>HOURS</u>	<u>FEE</u>
Miscellaneous P&Z Document Reviews & Activities	2.1	\$252
Agreement with DEP for DEP Land on Birch Road	0.6	\$72
Landev & Pavone Performance Bonds	2.7	\$324
Stearns Road Group Home "Reasonable Accommodation"	1.8	\$216
Hanks Hill Estates Subdivision	0.7	\$84
Definition of "Public Water Facility"	1.7	\$204
Coler Zoning Permit	1.6	\$192
Home Selling Team v. Town of Mansfield	0.7	\$84
Miscellaneous Regulations Revisions – 2006	2.8	\$336
Subdivision Plan Revisions: Specimen Tree Cutting	0.8	\$96
Public Act No. 05-124	0.3	\$36
Public Act No. 06-80	1.2	\$144
Harakaly Subdivision	1.3	\$156
Storrs Commons Driveway	0.3	\$36
PZC: Conflict of Interest?	0.7	\$84
Pine Grove Estates	0.1	\$12
Conservation Easement "Agreement" Policy	0.8	\$96
Wild Rose Estates	0.3	\$36
Mansfield Self Storage Facility	0.2	\$24
Negro v. Mansfield PZC	1.6	\$192
Hall Zoning Enforcement	5.0	\$600
CCLU: Political Signs	1.8	\$216
814 Warrenville Road Wetlands	1.8	\$216
Pleasant Valley Design District Regulations Review	5.6	\$672
<b>GRAND TOTALS</b>	<b>36.5</b>	<b>\$4380</b>

**PLEASE REMIT \$4380**

Thank you,

Attorney Dennis O'Brien

# O'Brien and Johnson

Attorneys at Law

120 Bolivia Street, Willimantic, Connecticut 06226

Tel (860) 423-2860

Fax (860) 423-1533

Attorney Dennis O'Brien  
dennis@OBrienJohnsonLaw.com

Attorney Susan Johnson  
susan@OBrienJohnsonLaw.com

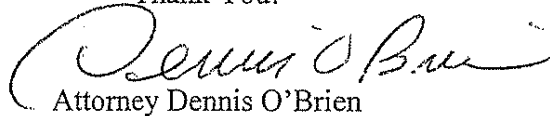
INVOICE TO: TOWN OF MANSFIELD  
RE: LEGAL SERVICES PROVIDED  
FOR: December 1, 2003 to April 13, 2007(PARTIAL)  
DATE: April 13, 2007

PROJECT	HOURS	FEE
Russell Horses	71.8	\$8830.60
Global Tower, LLC	0.9	\$108
Mansfield Co-Op Tax Appeal	17.9	\$2049
Health District Agreement	2.8	\$336
Fats, Oil & Grease Ordinance	3.4	\$408
Conservation Commission Alternates Ordinance	1.6	\$192
Lawn & Garden Retailer Agreement	1.0	\$120
Lewis/Chapel ZBA Variance Application Withdrawal	0.6	\$72
UConn Hunting Lodge Road Conservation Easement	1.1	\$132
Refuse & Recycling Collection Center Contract – 2006	0.6	\$72
Nutmeg International Truck	1.9	\$228
Town Manager Retirement Agreement	0.6	\$72
New Corporate Resolution	0.6	\$72
Steshko Transaction	1.5	\$180
Good Samaritan Law Amendment	6.4	\$768
Lincoln's Birthday Town Council Meeting	1.3	\$156

Elderly Homeowners Property Tax Relief Ordinance	8.1	\$972
Town of Groton FOIA	2.7	\$324
Natchaug Hospital Board of Assessment Appeals Decision	7.6	\$826.50
Public Works Bikeways Easements	2.3	\$276
Earth Tech Engineering Contract	3.1	\$372
Jean Kenny v. Town of Mansfield CCHRO No. 0540248	0.8	\$96
Cemetery Road Maintenance	11.4	\$1368
Olmo v. Wujcik, et al., Subpoena	0.7	\$84
Pozzato Bankruptcy	11.2	\$1056
J.S. Incident at Community Center	15.7	\$1884
Cat Control Ordinance	6.9	\$828
Landlord Registration Ordinance	3.9	\$468
Animal Control FOIA	3.3	\$396
Town Manager Personnel Search Committee	1.4	\$168
New Town Manager Contract	1.6	\$192
Decedent Estate Property Tax Collection	0.5	\$60
U.S. Bank National Association v. Tyler Rowett	2.2	\$264
<b>GRAND TOTALS</b>	<b>197.4</b>	<b>\$23,430.10</b>

Please remit \$23,430.10

Thank You!

  
Attorney Dennis O'Brien

# O'Brien and Johnson

Attorneys at Law

120 Bolivia Street, Willimantic, Connecticut 06226

Tel (860) 423-2860

Fax (860) 423-1533

Attorney Dennis O'Brien  
dennis@OBrienJohnsonLaw.com

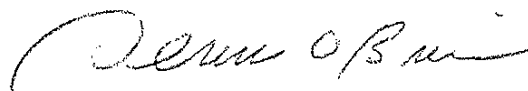
Attorney Susan Johnson  
susan@OBrienJohnsonLaw.com

INVOICE TO: **Town of Mansfield**  
RE: Legal Services Provided  
FOR: November 1, 2003 to December 26, 2007 (Partial)  
DATE: December 27, 2007

<u>PROJECT</u>	<u>HOURS</u>	<u>FEE</u>
Charter Revision	48.2	\$5,784.00
Vernon Purchase DEP Grant Money Follow Up	23.3	\$2,796.00
Sun Edison PV System Agreement for Community Center	12.3	\$1,476.00
Mutual Aid Contract: PSAP	6.2	\$744.00
Mount Hope Park Neighborhood Trespassing	1.0	\$120.00
Estate of Dorothy Goodwin	0.3	\$36.00
Adverse Possession vs. the Town?	0.8	\$96.00
Council/Downtown Partnership Conflict of Interest?	7.1	\$852.00
<b>TOTALS</b>	<b>99.2</b>	<b>\$11,904.00</b>

PLEASE REMIT \$11,904.00

Thank you,



Attorney Dennis O'Brien

REC'D FEB 28

# O'Brien and Johnson

Attorneys at Law

120 Bolivia Street, Willimantic, Connecticut 06226

Tel (860) 423-2860

Fax (860) 423-1533

Attorney Dennis O'Brien  
dennis@OBrienJohnsonLaw.com

Attorney Susan Johnson  
susan@OBrienJohnsonLaw.com

INVOICE TO: Town of Mansfield

RE: Legal Services Provided

FOR: November 1, 2003 to February 28, 2008 (Partial)

DATE: February 28, 2008

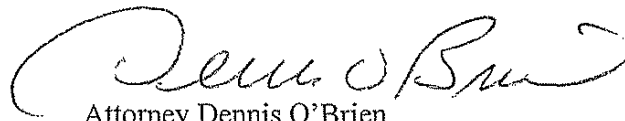
<u>PROJECT</u>	<u>HOURS</u>	<u>FEE</u>
UConn Cogeneration Plant Taxability	19.9	\$2,266.50
Green/McDaniels Property	1.4	\$168
Freedom of Information Opinion for Council	1.5	\$180
Riquier Rosal's Trust Tax Collection	1.88	\$141
Community Center Travel Basketball Player Jewelry	0.6	\$72
Russell Farms Eviction	14.6	\$1,626
Anthem Health Insurance Renewal Agreement	0.8	\$96
Milliman Consulting Services Contract	2.2	\$264
Downtown Partnership Executive Session	1.0	\$120
Resident Offer to Purchase Open Space Land	3.1	\$372
Labor Contract: FOIA	1.2	\$144
Community Center Artwork Display Policy	18.3	\$2196
Civil Union Nondiscrimination Certificate	1.3	\$156
Library Incidents	1.5	\$180
<b>TOTALS</b>	<b>69.28</b>	<b>\$7981.50</b>

*Approved for payment  
Matt 3/4/08*



PLEASE REMIT \$7,981.50

Thank you,



Attorney Dennis O'Brien

INVOICE TO: Town of Mansfield  
RE: Legal Services Provided  
FOR: December 1, 2003 to March 24, 2008 (Partial)  
DATE: March 24, 2008

<u>PROJECT</u>	<u>HOURS</u>	<u>FEE</u>
UConn Coop Tax Assessment Appeal	47.8	\$5484
Communications Committee Ordinance	2.6	\$312
Depot Restaurant Fire Subpoenas	0.6	\$72
Roaming Cat Correspondence	1.2	\$144
Drake CCHRO Complaint	0.4	\$48
Animal Control Facility Incidents: Quercia	0.7	\$84
State Police Exemption from Disclosure	0.5	\$60
Town Clerk Duty to Record	0.8	\$96
ZBA Alternates: 2007 Election	2.2	\$264
One Hundred per cent PILOT?	0.5	\$60
Community Center Business Partnership Agreement	1.0	\$120
Cemetery Road case Reopened	1.3	\$156
Juniper Hill Small Cities Grant	0.3	\$36
Ordinance Continuing & Establishing Departments	6.7	\$804
<b>TOTALS</b>	<b>57.7</b>	<b>\$7740</b>

*Approved for payment*  
*Matt 4/3/08*

PLEASE REMIT \$7740

Thank you,

Attorney Dennis O'Brien

*Original  
See attached  
Revised bill  
and email*

INVOICE TO: Town of Mansfield  
RE: Legal Services Provided  
FOR: December 1, 2003 to April 13, 2009 (Partial)  
DATE: April 13, 2009

<u>PROJECT</u>	<u>HOURS</u>	<u>FEE</u>
Animal Control Officer Subpoena: Langlois v. Bednarczyk	1.3	\$156 -
Public Official FOIA Complaint	1.2	\$144 -
Webb v. Vincente & Hart	9.7	\$993 -
Town of Mansfield FOIA Policy	1.7	\$204 -
Alleged Conflict of Interest of Finance Director	4.3	\$516 -
Columbia Financial Services Agreement	0.7	\$84 -
Dish Antenna Variance	2.0	\$240 -
Attorney's Fee Bills Request	1.0	\$120 -
Russell Farm Follow Up: Requests for Information	8.2	\$984 -
Retroactive Tax Abatement Issue	4.1	\$492 -
Mansfield Auto Parts Junkyard Dogs Vet Bills	0.7	\$84 -
Cemetery Road case Reopened	1.3	\$156 - missing
Internal Affairs Report FOIA Request	7.3	\$876 -
FOIA Request for Emails	5.7	\$684 -
FOIA Request for Email: "Various Tax Levy Scenarios"	2.1	\$252 -
Riverside Athletic Club Contract	9.0	\$1080 -
Videorecording Town Council Meeting	0.7	\$84 -
Sokolovsky v. Ficocelli	2.0	\$240 -
Parks & Recreation Co-Sponsorship Policy	3.8	\$456 -
UCEPI Dissolution	6.4	\$768 -
Municipal Solid Waste Contract	1.5	\$180 -
Pit Bull Seizure	0.9	\$108 -
Marriage License Security	0.8	\$96 -
2008 Annual Town Budget Meeting & Referendum	13.2	\$1584 -
Ethics Board Executive Session	1.9	\$228 -
Budget Referendum Questions	1.2	\$144 -
Urban Act Grant: Storrs Road Improvements	2.6	\$312 -
Greater Hartford Transit District Contract	1.0	\$120 -
Downtown Partnership FOIA Issues	10.7	\$1284 -
Milliman/Anthem Contract Update	0.7	\$84 -
Four Corners Sewer Project	6.5	\$780 -
Ross ZBA Appeal	10.1	\$1212 -

DOT Variance Applications

1.3 \$156 -

TOTALS

125.6 ~~\$15,072~~  
14,901

PLEASE REMIT \$15,072.00

Thank you,

Attorney Dennis O'Brien

8544 current year  
8742 prior year

Approved for payment

Matt 07/08/09

INVOICE TO: Town of Mansfield Planning & Zoning Commission  
RE: Legal Services Provided  
FOR: December 19, 2006 to July 7, 2009  
DATE: July 7, 2009

<u>PROJECT</u>	<u>HOURS</u>	<u>FEE</u>
Catalano Special Permit	1.2	\$144
Thirsty Dog Special Permit	1.5	\$180
White Oak Condo Septic Repair Easement	1.0	\$120
Dorwart/Cook Subdivision Conveyance	3.2	\$384
Aurora Estates Reconsideration	8.3	\$996
Candide Lane Subdivision	1.6	\$192
Clark Subdivision Open Space Dedication	1.8	\$216
Farm Winery Liquor Permits	2.7	\$324
Waddington Zoning Enforcement	1.7	\$204
Crossen (Windwood) Subdivision & Wetlands Appeal	2.0	\$240
Aquifer Protection Regulations Revisions	1.0	\$120
Thompson/Beebe Performance Bond	3.3	\$396
Gibbs Oil Company Special Permit	0.9	\$108
Ponde Place Water Connection	0.9	\$108
Globe Wetlands Enforcement	3.5	\$420
ZEO v. Michael Storrs & Stacia Bates	2.2	\$264
RAAR Development, Inc. v. Mansfield Inland Wetlands Agency	28.6	\$3342
DeBoer Lot of Record	1.0	\$120
Blacksmith Shop Road Abandonment	9.0	\$1080
Pleasant Valley Design District Regulations	17.1	\$2052
Martin-Kegler Boundary Line Agreement	0.8	\$96
Lukas Subdivision Tax Liens	0.7	\$84
Land Use Fee Ordinance	3.3	\$396
Block Mobile Homes Nonconforming Use	1.7	\$204
Chernusek Wetlands Enforcement	5.7	\$684
Sikoski Zoning Enforcement	5.5	\$660
Wetlands Regulations Update	0.7	\$84
Green Subdivision	2.7	\$324
Taylor Umbrella Tables	0.7	\$84
Storrs Center Wetlands Permit	0.6	\$72
Storrs Center Zoning Regulations Revisions	7.9	\$948

Miscellaneous ZEO Matters	2.2	\$264
2009 Zoning & Subdivision Regulation Revisions	3.0	\$360
"Reasonable Accommodation" Requests	16.8	\$2016
<b>GRAND TOTALS</b>	<b>144.8</b>	<b>\$17,286</b>

PLEASE REMIT \$17,286.00

Thank you,

Attorney Dennis O'Brien

INVOICE TO: Town of Mansfield  
RE: Legal Services Provided  
FOR: September 21, 2005 to October 31, 2009  
DATE: October 31, 2009

<u>PROJECT</u>	<u>HOURS</u>	<u>FEE</u>
Annual Town Budget Meeting Agenda Limits	4.0	\$480
Fee Schedule for Fire Marshall Services Ordinance	2.3	\$276
Town Council Term of Office	6.2	\$744
Bonding Rescission by Referendum	1.4	\$168
Housing Code Citations Enforcement	16.3	\$1956
School Bus Contract	19.9	\$1914
Middle School Fuel Conversion	7.4	\$889
Middle School Asbestos Removal Contract	2.8	\$336
Single Stream Recycling Contract	2.2	\$264
White Oak Condo Association Septic System	3.3	\$396
Building Board of Appeals	1.2	\$144
Four Schools Renovation Project Contracts	6.3	\$756
Housing Code Area Expansion	22.3	\$2676
Violation Tickets	5.6	\$672
Robinson Mobile Home	20.8	\$2496
Special Public Safety Services Ordinance	20.2	\$2424
<b>TOTALS</b>	<b>142.2</b>	<b>\$16,591</b>

PLEASE REMIT \$16,591.00

Thank you,

Attorney Dennis O'Brien

INVOICE TO: Town of Mansfield  
RE: Legal Services Provided  
FOR: December 4, 2003 to December 3, 2009  
DATE: December 3, 2009

<u>PROJECT</u>	<u>HOURS</u>	<u>FEE</u>
Landlord Registration Ordinance Follow Up	5.1	\$612
Safe Havens Closeout	0.7	\$84
Appointment of Special Legal Counsel	0.8	\$96
Electronic Mail Receipts System	4.4	\$528
Ordinance for Obtaining Goods and Services	2.7	\$324
Community Center Credit Card Practices	2.6	\$312
El Hachem v. Mansfield BAA Tax Appeal	3.6	\$360
Riverside Athletic Club Contract Follow Up	2.8	\$336
Off Street Parking Area Ordinance	6.4	\$768
Library Collection Development Policy	6.9	\$567
Housing Code Development & Enactment	22.0	\$2640
Downtown Partnership Relocation Plan	8.8	\$1056
Thornbush Road Drainage: Racicot v. James and Mansfield	21.4	\$2568
<b>TOTALS</b>	<b>88.2</b>	<b>\$10,251.00</b>

PLEASE REMIT \$10,251.00

Thank you,

Attorney Dennis O'Brien



INVOICE TO: Town of Mansfield PZC  
RE: Legal Services Provided  
FOR: October 6, 2009 to December 3, 2009  
DATE: December 3, 2009

<u>PROJECT</u>	<u>HOURS</u>	<u>FEE</u>
Ted's Spirit Shoppe Special Permit	2.2	\$264
DEP Land Use Approval Fees	2.0	\$240
Wetlands Regulations Revisions	4.7	\$564
Stevenson & Handwerker v. Inland Wetlands Agency	3.4	\$327
<b>TOTALS</b>	<b>12.3</b>	<b>\$1395</b>

PLEASE REMIT \$1395

Thank you,

Attorney Dennis O'Brien

PAGE  
BREAK



2074 Park Street, Hartford, CT 06106  
Phone: 860-523-9146 Fax: 860-586-8900

11/30/2009

DATE

TO: Mayor Paterson, Matt Hart, Gregory Padick, Dennis O'Brien

FAX NO: 860.429.6863

FROM: David McGuire

RE: Political Sign Regulations

Total Number Of Pages: 6

MESSAGE: A hard copy of the following letter has been mailed to all parties  
listed above.

The information contained in this communication is legally privileged and/or confidential information, which is intended only for use of the individual or entity named above. If the reader of this communication is not the intended recipient (or the agent or employee responsible to deliver it to the intended recipient), you are hereby notified that any dissemination, distribution, or reproduction of this communication is strictly prohibited.



November 30, 2009

Mayor Elizabeth C. Paterson  
Town of Mansfield  
Audrey P. Beck Municipal Building  
4 South Eagleville Road  
Mansfield, CT 06268

RE: Zoning Regulations, Town of Mansfield, Article Ten, Section C (Sign Regulations)

Dear Mayor Paterson,

AMERICAN CIVIL LIBERTIES  
UNION FOUNDATION  
OF CONNECTICUT  
2074 PARK STREET  
SUITE L  
HARTFORD, CT 06106  
T/860.523.9146  
F/860.586.8900  
WWW.ACLUCT.ORG



We are writing in response to a complaint about the Zoning Regulations of the Town of Mansfield, Article Ten, Section C (Sign Regulations). In pertinent part, the Regulations allow political signs, on residential property, only if they "pertain to the election of candidates to a public office [or] to the passage or defeat of a measure for which a specific voting date has been established" (C-4-b-1) and are "displayed no earlier than thirty (30) days prior to a voting day and ... removed within five (5) days after the voting day" (C-4-b-6). No political signs are allowed on commercial or industrial property (C-4-b-5), and commercial signs, on all such property, must "pertain only to goods sold, services rendered, and establishments, activities, persons or organizations on the same lot where the sign is located" (C-1-c). All of these requirements violate the First Amendment to the United States Constitution and Article First, Sections 4 and 5 of the Connecticut Constitution under clearly controlling principles enunciated by the United States Supreme Court, the Connecticut Supreme Court and other courts in the federal and state systems.

#### I. The Residential Sign Restrictions

The residential sign restrictions are unconstitutional for two reasons. First, they are impermissibly content based. Second, even if a court were somehow to conclude that they are content neutral, which we think high inconceivable, they "foreclose an entire medium of expression," Ladue v. Gilleo, 512 U.S. 43 (1994), namely, residential signs – the very medium that the Court protected in Ladue.

##### A. Content Discrimination

It surely requires no elaborate citation of cases to establish that content discrimination – including discrimination based on subject matter – is highly

suspect and can survive only if it satisfies the most rigorous standard of judicial scrutiny. Turner Broadcasting System, Inc. v. FCC, 512 U.S. 622 (1994). For examples of constitutionally forbidden subject-matter discrimination, see City of Cincinnati v. Discovery Network, Inc., 507 U.S. 410 (1993); Simon & Schuster, Inc. v. Members of New York State Crime Victims Bd., 502 U.S. 105 (1991); Boos v. Barry, 485 U.S. 312 (1988); Metromedia v. San Diego, 453 U.S. 490 (1981); and Consolidated Edison Co. v. Public Service Comm'n, 447 U.S. 530 (1980). It also requires no elaborate argument to demonstrate that the regulations in question discriminate on the basis of subject matter. They allow, for specified brief periods, signs that advocate the election or defeat of candidates for office, or the approval or rejection of ballot measures. They even allow signs or displays that celebrate holidays (C-5). See The Complete Angler, LLC v. City of Clearwater, 607 F.Supp.2d 1326 (M.D. Fla. 2009) (finding municipal sign ordinance unconstitutionally content based, in part because the ordinance gave holiday decorations preferential treatment). But they do not allow signs that advocate political positions in more general terms (for instance, "For Peace in the Gulf" – precisely the sign that was at issue in Ladue, *supra*). They do not allow signs that call for the impeachment of an office-holder. They do not allow signs that say "God Is Love," "Abortion Is Murder," or "Have a Nice Day."

Neither does it require elaborate argument to show that the regulations cannot survive strict scrutiny. As in Ladue, the Town of Mansfield's legitimate interests can easily be satisfied by "more temperate measures." Interestingly, in City of Clearwater, *supra*, the defendant essentially conceded that it could not satisfy the strict scrutiny standard. It would behoove Mansfield to do the same.

#### B. Medium Foreclosure

The Supreme Court ruled unanimously, in Ladue, that the display of signs on the windows, walls or lawns of one's own residence was not only protected by the First Amendment but was inextricably intertwined with the cherished right to "individual liberty in the home." Accordingly, municipalities may not "foreclose [this] entire medium of expression," on private residential property, even if the "prohibitions [are] completely free of content or viewpoint discrimination."

Mansfield's signage regulations, of course, foreclose the entire medium of residential signs apart from miniscule exceptions for holiday decorations and such. *This total foreclosure extends even to the temporary political signs that the regulations countenance*; as to these, the regulations are "the equivalent of a year-round ban on political sign posting, which is simply temporarily suspended for the prescribed period." Painesville Bldg. Dept. v. Dworken & Bernstein Co., 89 Ohio St.3d 564 (Ohio 2000). That is why "the overwhelming majority of courts that have reviewed sign ordinances imposing durational limits for temporary political signs tied to a specific election date have found them to be unconstitutional." *Id.* A number of these cases are cited in Painesville; see in particular (or in addition) Whitton v. City of Gladstone, 54 F.3d 1400 (8<sup>th</sup> Cir. 1995); Bell v. Baltimore County, 550 F.Supp.2d 590 (D. Md. 2008); McGuire v. City of American Canyon, 2007 WL 875974 (N.D. Cal. 2007); McFadden v. City of

Bridgeport, 422 F.Supp.2d 659 (N.D. W.Va. 2006); Quinly v. City of Prairie Village, 446 F.Supp.2d 1233 (D. Kan. 2006); Dimas v. City of Warren, 939 F.Supp. 554 (E.D. Mich. 1996). We believe that any federal or state court in Connecticut would do the same.

## II. Sign Restrictions On Commercial and Industrial Property

The Connecticut case that bears most closely on Regulations C-4-b-5 and C-1-c is Burns v. Barrett, 212 Conn. 176 (1989). Burns upheld, as content neutral, a state regulation that permitted premises-related, but not non-premises related, billboards within 500 feet of highway interchanges. There is an important difference, however, between that case and this one (in addition to the fact that the state's asserted safety interests, in Burns, were of the highest order): as the Connecticut Supreme Court explained in Burns, "We construe the regulation, however, to include in the exception for on-premises signs those relating to noncommercial as well as commercial activities located on the premises, such as those of a hospital, church, club, *political organization* or other noncommercial institution" (emphasis added). Had it been otherwise, the analysis and outcome would have been very different, for, as the Court recognized, "a political message falls classically within the protection of the First Amendment and any justification for its curtailment must be greater than for a restriction on commercial speech."

By expressly prohibiting political signs on commercial or industrial lots, Regulation C-4-b-5 precludes a court from adopting a similar saving construction of Regulation C-1-c. Accordingly, the two regulations fall squarely within the strictures — which Burns acknowledges — of the U.S. Supreme Court's decision in Metromedia, *supra*. Not only do they discriminate on the basis of subject matter; they do so, moreover, in the most invidious possible way: they "invert" First Amendment priorities "by affording a greater degree of protection to commercial than to noncommercial speech." *Id.* Burns states flatly that no court will tolerate this inversion.

Although it is not presently an issue, we would add that if the Town supposes that it can comply with Burns, and with its own constitutional obligations, simply by excising the concluding sentence of Regulation C-4-b-5 (the one that bars political signs on commercial and industrial property), it is in all likelihood mistaken. In the first place, Burns has been undermined, even as a First Amendment precedent, by later U.S. Supreme Court decisions that tighten up the "intermediate" review standard which (despite inconsequential differences in wording) controls both commercial speech and the content-neutral time, place and manner regulation of noncommercial speech. Thus, Burns ignored various exemptions (for on-premises signs; for signs near interchanges located within large cities) as inconsequential under that standard. Yet a decade later, the U.S. Supreme Court held that a commercial regulatory scheme contained so many exemptions that it did not "directly advance" the government's objectives, as the standard requires. The Court has also held, in Discovery Network, Inc., *supra*, that content differentiations in commercial speech regulations must be related "to the particular interests that the city has asserted." (The on- versus off-premises distinction is not so related, as far as we can discern.) In recognition of these developments, more recent

rulings that address on-premises versus off-premises signage restrictions have rejected the Burns approach. E.g., Vono v. Lewis, 594 F.Supp.2d 189 (D. R.I. 2009).

Even more importantly, Article First, Section 4 of the Connecticut Constitution explicitly protects the right to "speak, write and publish *on all subjects*" (emphasis added). States with similarly worded speech clauses have construed this language to prohibit any sort of subject-matter discrimination whatsoever. E.g., State v. Henry, 732 P.2d 9 (Or. 1987). The Burns plaintiff pled Section 4 but did not brief it separately, and the Court pointedly responded, in the opinion's first footnote: "The defendant has not in his brief argued that *the textual differences* between our state and federal freedom of speech provisions are of any particular significance in this case. Accordingly, our discussion is limited to the federal constitutional provisions" (emphasis added). We cannot imagine a clearer invitation to address those textual differences – the "all subjects" language and other language as well (for instance, "publish") – when the opportunity presents itself. We are prepared to pursue that opportunity.

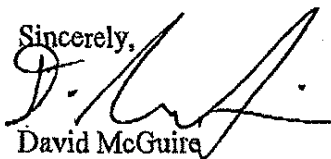
Although the town is not now enforcing the political sign restrictions, they should nevertheless be deleted. Recommending voluntary compliance while keeping them on the books can have a chilling effect, because residents who are unaware that the restrictions are not being enforced will likely err on the side of caution by complying with them in order to avoid fines. Moreover, nothing prevents future town administrators from enforcing them again. For these reasons, we do not believe that the present non-enforcement policy renders the matter moot.

In event of litigation, a plaintiff, if successful in his or her First Amendment claims, would recover damages and attorneys fees from the Town under 42 U.S.C. Sections 1983 and 1988. In addition, we believe that the controlling First Amendment principles are so clear, in their application to the present regulations, that town officials who attempt to enforce those regulations might forfeit their qualified immunity against individual liability and perhaps expose themselves to punitive damages. See, e.g., Gilles v. Pepicky, 511 F.3d 239 (2d Cir. 2007) (discussing loss of qualified immunity for violating settled rules of which reasonable officials ought to have known); Smith v. Wade, 461 U.S. 30 (1983) (allowing punitive damages for "callous indifference" to constitutional rights).

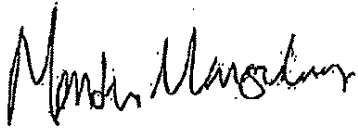
We appreciate your time and concern regarding this important issue. Please provide written assurance that you will revise the pertinent Mansfield zoning regulations to reflect constitutional standards at the next zoning meeting.

Thank you for the courtesy of your attention and early reply.

Sincerely,



David McGuire  
Staff Attorney



Martin B. Margulies  
Cooperating Attorney  
79 High Rock Road  
Sandy Hook, CT 06482-1623

cc:

Dennis O'Brien Esq.  
Town Attorney, Town of Mansfield  
O'Brien & Johnson  
120 Bolivia Street  
Willimantic, CT 06226-2818

Matt Hart  
Town Manager  
Mansfield Director of Planning  
4 South Eagleville Road  
Mansfield, CT 06268

Gregory J. Padick  
Mansfield Director of Planning  
4 South Eagleville Road  
Mansfield, CT 06268





University of Connecticut  
*Office of the Vice President for Student Affairs*

Item #17

November 3, 2009

John R. Saddlemire  
*Vice President*

Matthew Hart, Town Manager  
Gregory Padick, Director of Planning  
Town of Mansfield  
4 South Eagleville Road  
Mansfield, CT 06268

REC'D NOV 09

Dear Colleagues:

This correspondence serves to request a reconsideration of the prioritization of Mansfield Walkways which was shared at a recent Town University meeting. In particular, it is my understanding that the first two walkway initiatives are either underway or nearing completion, those being the Hunting Lodge Road walkway from North Eagleville Road to Celeron and the Birch Road project, connecting Hunting Lodge Road to Route 44. I am requesting that the next walkway project be the one that will continue along North Eagleville road from the intersection with Hunting Lodge Road to the Northwood Apartments. This project is presently # 7 on the priority list and should be moved to next in line for completion.

There are a number of important reasons for moving forward with this walkway project as soon as possible, but allow me to offer some that I feel are the most pressing. This walkway is, based upon the present prioritization list, the longest standing request. The area that this walkway will serve is a mixed community of UConn students and Mansfield community members. The population of the Northwood apartments has increased appreciably in the last year now that renovations are complete and allow for full occupancy. At present, there is absolutely no shoulder on either side of the road, creating a very dangerous vehicle-pedestrian interface. In the early morning, North Eagleville Road is heavily utilized by vehicles commuting to work as well as by joggers and townsfolk walking dogs. This mix is made more dangerous by the angle of the morning sun. At night, many students and townsfolk walk along the road, which is very poorly lit.

I respectfully submit this request for your consideration. Please let me know if there is anything more I can do to advance this change in priority as a means of alleviating a very dangerous situation for members of the Mansfield community.

Sincerely,

John R. Saddlemire, Ed.D.  
Vice President for Student Affairs

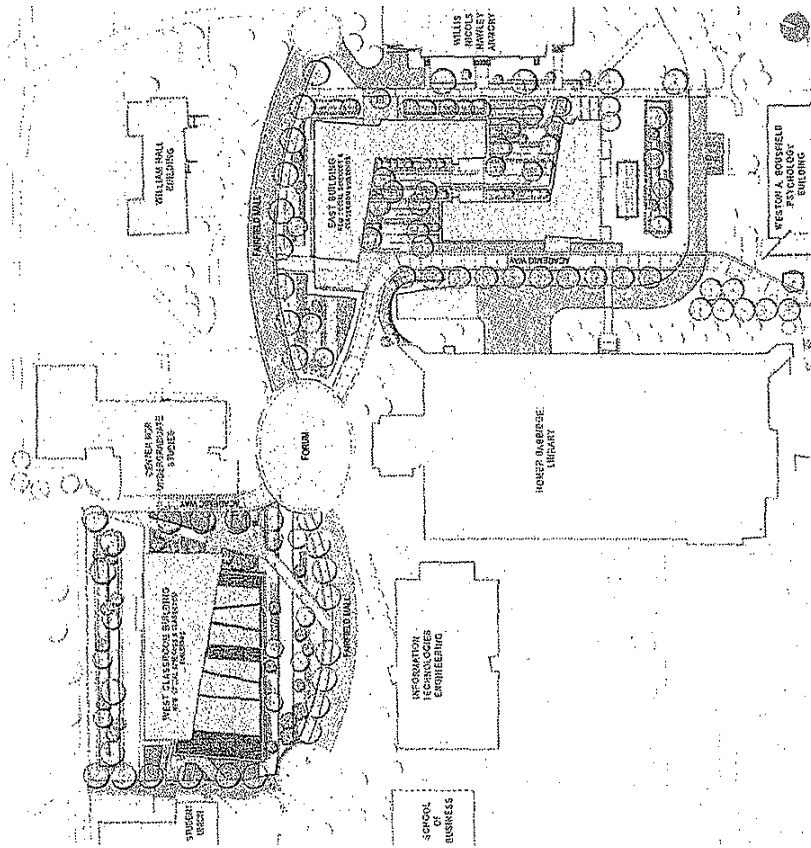
*An Equal Opportunity Employer*

Wilbur Cross Building  
233 Glenbrook Road Unit 4121  
Storrs, Connecticut 06269-4121

Telephone: (860) 486-2265  
Facsimile: (860) 486-1194  
e-mail: john.saddlemire@uconn.edu  
web: www.dsa.uconn.edu

Pc. Thomas Haggerty, President, Undergraduate Student Government  
Steve Rhodes, Special Assistant to the President

PAGE  
BREAK



University of Connecticut New Social Sciences & Classroom Buildings  
**SUSTAINABLE PROJECT SUMMARY** **DRAFT** November 23, 2009

LEERS WEINZAPFEL ASSOCIATES ■

Item #18

## SUSTAINABLE PROJECT HIGHLIGHTS

**LEED Silver Rating:** Anticipated for each of the West and East Buildings

**Green Roof:** Reduces heat island effect and absorbs storm water at the West Building

**Bioswales:** Collect storm water, allowing suspended solids to settle out. Water then percolates through the soil and recharges the water table.

**Water Efficient Fixtures:** Reduce water consumption by an anticipated 48%

**Optimized Energy Performance:** The project is designed to exceed energy code requirements by over 14%

**Rooftop Solar Collectors:** Provide energy for the total hot water supply of the East Building (if budget allows)

**High Performance Exterior Envelope and Glazing:** Provide high insulation values and natural daylighting while reducing cooling loads.

## 1 PROJECT SUMMARY

The new Social Sciences and Classroom Buildings (SSCB) will provide a new home to the five social sciences and humanities departments currently housed in the Monteth and Afrona buildings (Economics, Political Science, Linguistics, Modern & Classical Languages, and Journalism), while bringing a total of 40 new improved classroom facilities into the heart of the campus.

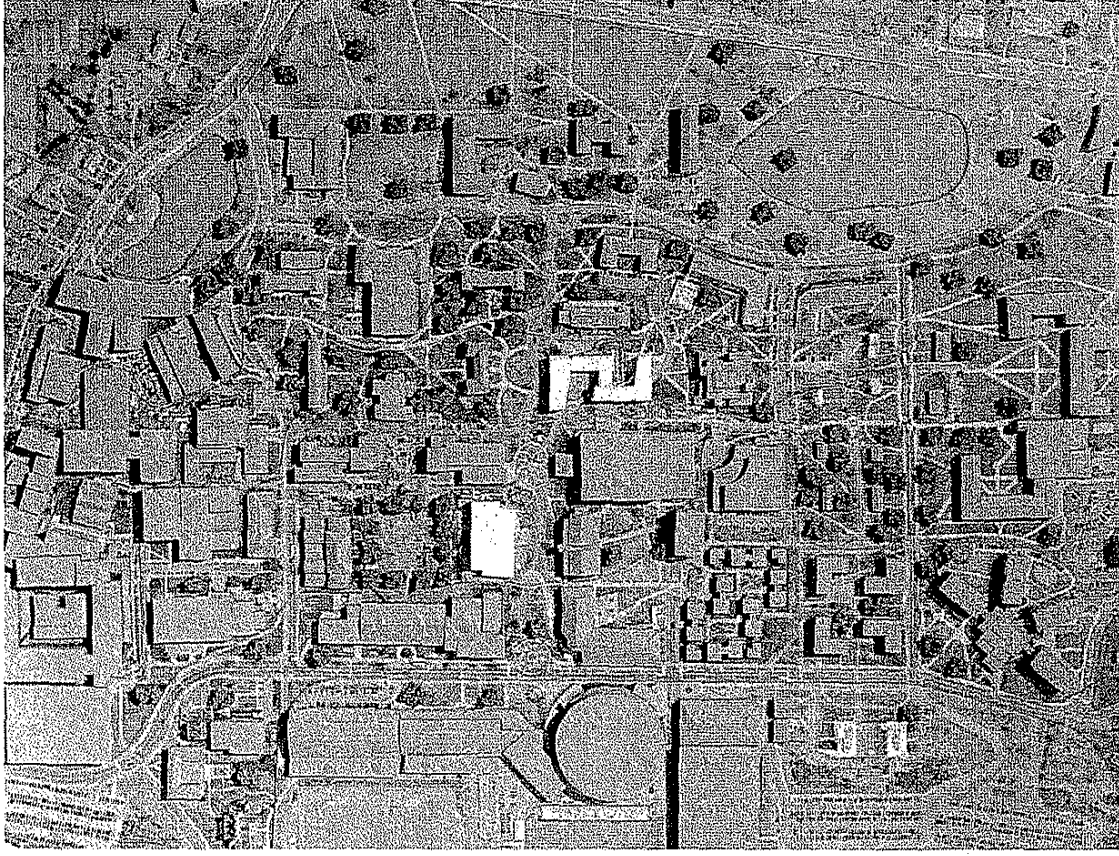
At the site of the demolished Pharmacy building, the compact West Building (67,000 gross sq. ft.) contains two large lecture halls in a low copper faced volume along Fairfield Way, with 17 smaller classrooms located in a three-story brick volume facing the Main Quadrangle adjacent to the Student Union. A green roof is located over the lower volume containing the large lecture halls.

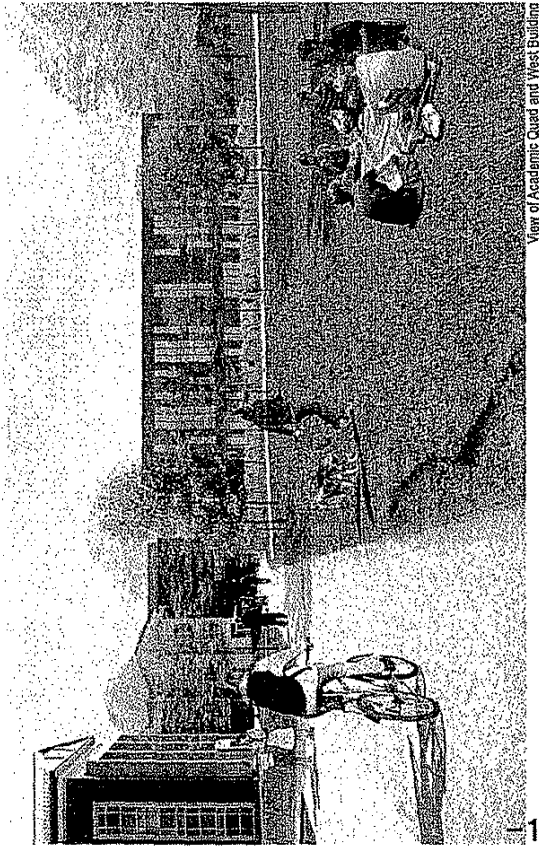
Diagonally across Fairfield Way, the East building (130,000 gross sq. ft.) occupies the site of the former Co-op building adjacent to the Homer Babbidge Library. This new building will accommodate all of the faculty departments on the upper three floors, with a large lecture hall and 10 classrooms occupying the ground level. Six classrooms are located on the second floor and two classrooms are located on each of the third and fourth floors. Two L-shaped brick volumes, intersected by a connector on the upper three departmental floors maximize necessary office perimeter space, while creating two copper lined interconnected courtyards.

Together, the two new Social Sciences and Classroom buildings resonate with each other, bringing the vitality of intensively used learning space into the center of the campus.

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View of Academic Quad and West Building

## 1 SITE SUSTAINABILITY

**Protecting Open Space:** Both buildings are being built on previously developed sites at the center of campus. Approximately 47% of the project site area (including the green roof) will be maintained as landscaped open space. Native and adapted plants will provide habitat and food for local wildlife.

**Public Transportation and Bicycling:** The project site will be easily accessible to university shuttle stops, and approximately 132 bicycle rack spaces will be installed to accommodate 5% of all building users during peak periods.

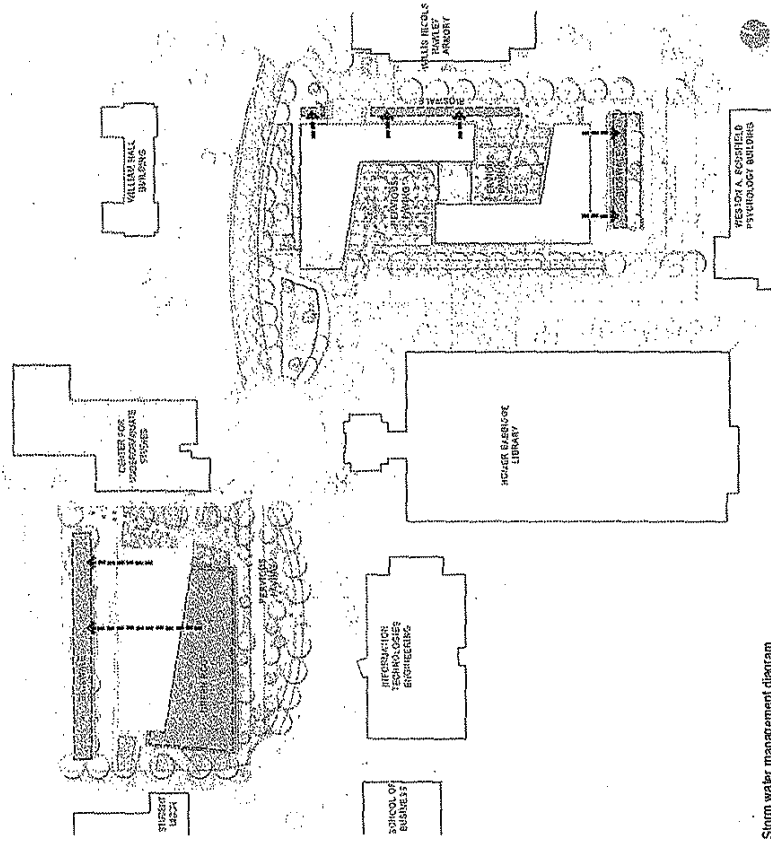
**Heat Island Effect Reduction:** Cooling costs and heat island effect will be reduced through the use of highly reflective white roofing material at both the West and East Buildings, the green roof at the West Building, and numerous trees planted adjacent to paved surfaces.

**Light Pollution Reduction:** Careful site lighting design using cut-off luminaires will minimize night sky light trespass, while ensuring adequate light for safety and security.

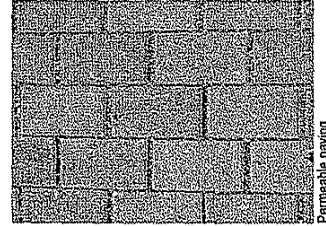
**Storm Water Management:** The project will reduce the impervious cover within the Eagleville Brook watershed by 0.25 acres through the incorporation of natural stormwater drainage (using bioswales, landscaping, and pervious paving) and green roof technology.

**Bioswales:** Constructed to collect roof and pavement storm water runoff, the bioswales are landscaped drainage depressions sized to accommodate two-year storm events, with overflow to underground detention tanks in the case of larger storm events such as a 100 year storm event. As water enters the bio-swales, suspended solids settle out and the water percolates through the soil to recharge the water table. The bio-swales will be planted with native and adapted grasses and woody shrubs.

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Storm water management diagram



Permeable paving

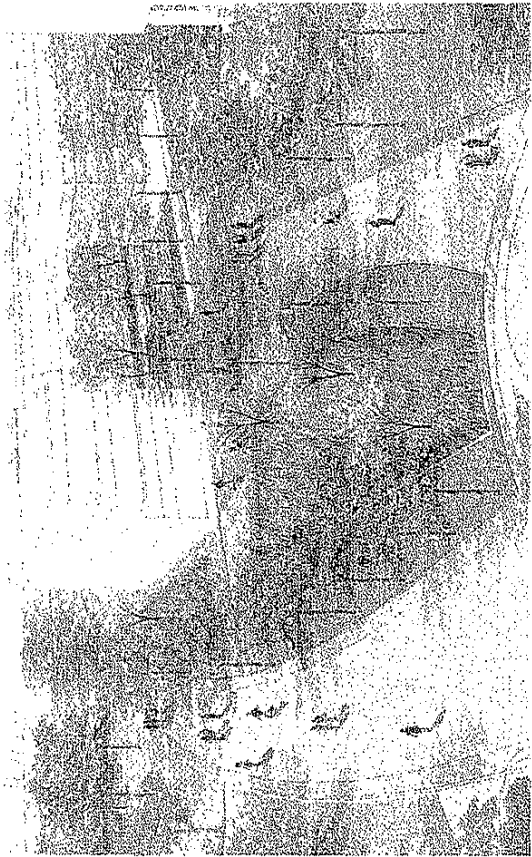


Bioswale



View of West Building Green Roof and Fairfield Way

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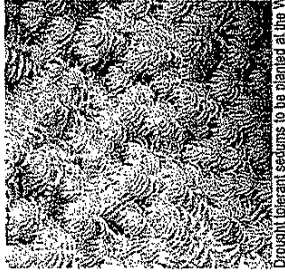
View of East Building from Fairfield Way

## WATER EFFICIENCY

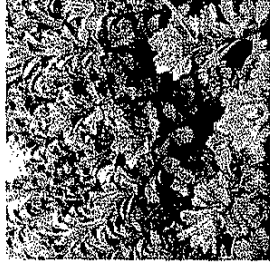
**Water Use Reduction:** Current calculations anticipate at least a 48% water savings for the project (compared to a baseline meeting the Energy Policy Act) through the implementation of low flow flush valves & faucets, dual-flush water closets, and high efficiency urinals.

**Landscaping:** No permanent irrigation system will need to be installed due to the use of native/adaptive and drought tolerant plant species. Green corridors frame the main walkways of the campus, specifically focusing around Fairfield Way and Academic Way. Loosely spaced trees follow the curve of Fairfield Way providing a steady rhythm for pedestrians while still recalling the loose pastoral nature of the campus. Beneath the trees, a large swath of grasses and perennials sweeps through the area. This swath serves several purposes. First, the layering affect of the planting provides interest as well as promotes diversity. These native and adapted plants create habitat and provide food for local wildlife in a subtle but substantial way. Finally, the replacement of lawn with native plantings reduces maintenance needs and reduces unwanted wear patterns through a highly trafficked portion of campus.

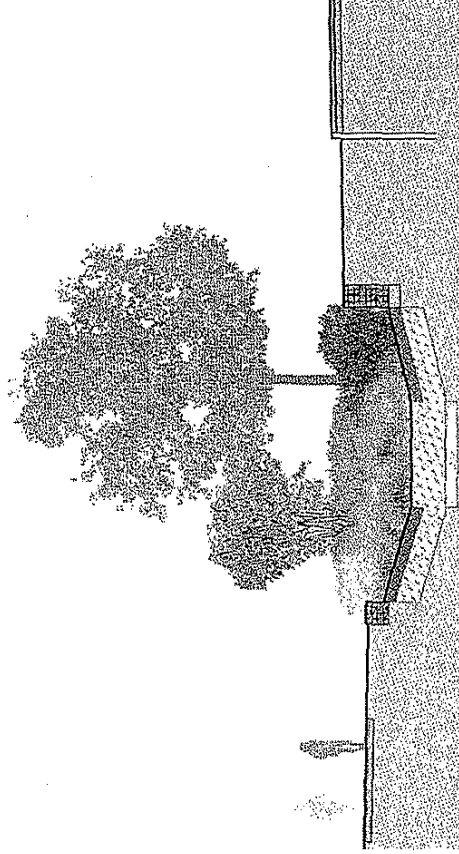
**Water Storage:** An underground tank to store collected sub-slab drainage water from the East Building would be used for irrigation of the main Academic Quad (if budget allows).



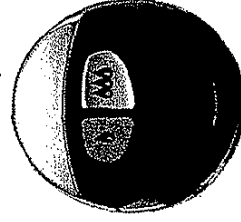
Drought tolerant sedums to be planted at the West Building green roof.



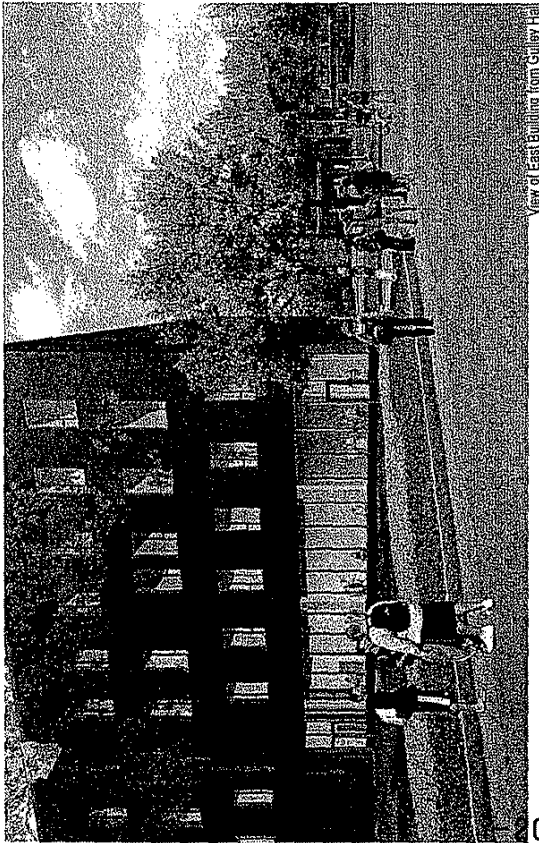
Native grasses



Cross Section through bioswale



Dual-flush water closet valve



View of East Building from Gallery Hall

## ENERGY SAVINGS

**Optimized Energy Performance:** Using energy simulation modeling, the project is designed to exceed energy conservation requirements of ASHRAE/IESNA 90.1-2004 by over 14%, without taking into account efficiencies of the central plant that will provide steam and chilled water.

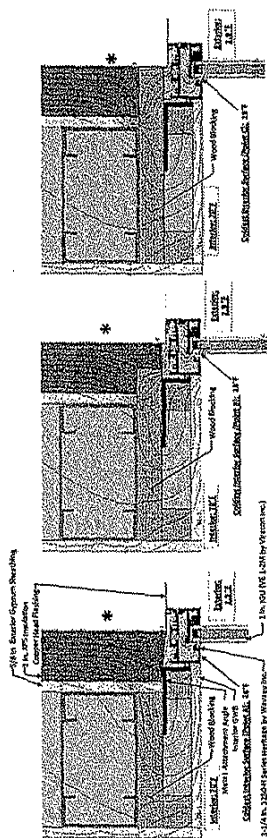
**Efficient HVAC Systems:** Air handling units and pumps will be equipped with variable frequency controllers for accommodation of varying load conditions. Building management controls will monitor and control all HVAC (heating, ventilation, and air conditioning) systems in the building, as well as lighting in corridors and lobbies. Occupancy sensors in each classroom are connected to the building management system for activation/deactivation of VAV (variable air volume) units serving the space.

**Efficient Lighting:** Energy efficient lighting design includes low power (primarily fluorescent) lighting fixtures, dimmable lighting in classrooms and lecture halls including digital addressable ballasts in classrooms and line voltage ballasts in lecture halls, daylight dimming lighting controls, and motion sensors with override switches for dual stepped dimming of lighting in offices, conference rooms, etc.

**High Performance Exterior Envelope:** Double pane low-e glass (which lets in visible light while minimizing the amount of heat gain from solar radiation), high-quality thermally broken curtain wall and window frames, and high R-value roof and wall construction all exceed minimum energy code standards and enable down-sizing of HVAC equipment. Fritted glass and vertical fins further reduce solar heat gain at areas of high solar radiation. A rainscreen system maximizes the effectiveness of exterior insulation, while minimizing the potential for moisture infiltration.

**Solar Domestic Hot Water System:** The total hot water supply of the East Building (160 gallons/hour) would be heated through flat plate solar collectors installed on the roof.

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MODEL C: Alternative 2 - Wood Blocking Extended 2"

MODEL B: Alternative 1 - Wood Blocking Extended 1.5"

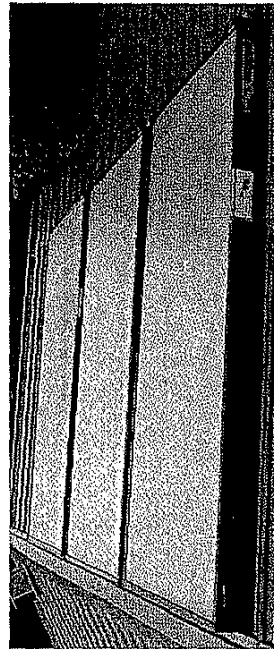
MODEL A: Exterior Copper Rainscreen

Note: \* Vertical elements present blocking and reduce cavity to vented with surface air. Therefore, the exterior cavity condition (Ea) is supplied to interior surface of rainscreen.

Table 1: Summary of Condensation Potential at Exterior Design Temperature of 33°F

Model	Exterior Design Temperature (°F)	Interior Design Temperature (°F)	Condensation Potential (lb/hr/ft²)	Condensation Potential (lb/hr/ft²) per 1000 sq ft of Glass
Model A	33	68	0.00	0.00
Model B	33	68	0.00	0.00
Model C	33	68	0.00	0.00

Window head condensation study determined that Model C has the best thermal performance within the copper rainscreen system. (modeling by Simpson Gumpertz & Heger)



Roof flat plate solar collectors provide hot water for the East Building

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View of East Building from Fairfield Way

## MATERIALS AND WASTE

**Construction Waste:** A minimum of 75% of construction waste is projected to be diverted from landfills.

**Recycled Content:** The copper chosen for the exterior siding typically has a recycled content of 80-95%; it also has a long life-span and is maintenance-free and recyclable. Other materials being targeted to achieve 10-20% total recycled content for the project include fly-ash in concrete, structural steel, gypsum wallboard, insulation, carpets, and acoustical ceiling tiles.

**Rapidly Renewable Materials:** Bamboo - which takes only 3-5 years to harvest - will be used for all millwork and wall panels of the lecture halls. All natural linoleum flooring used at the upper floors of the East Building is made from linseed oil, rosin, wood flour, and jute and includes a 45% minimum post-industrial recycled content.

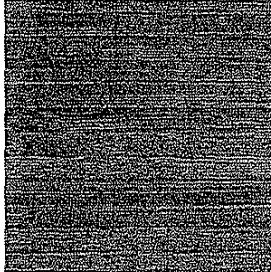
**Regional Materials:** Brick will be produced within 500 miles of the project site. Natural slate flooring - chosen for its long life-span and low maintenance, will come from Vermont.

**Paper Waste Reduction and Recycling:** Electric hand dryers will be provided in restrooms in order to minimize paper waste. Recycling niches for paper, cardboard, glass, plastics and metals will be provided in convenient locations throughout the buildings.

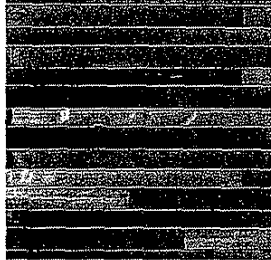
**Compatibility with Green Cleaning Products:** Low maintenance materials have been selected for compatibility with green cleaning products, which may not be as harsh as conventional cleaners.



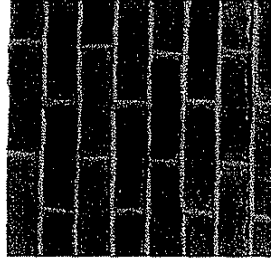
A minimum of 75% of construction waste will be diverted from landfills



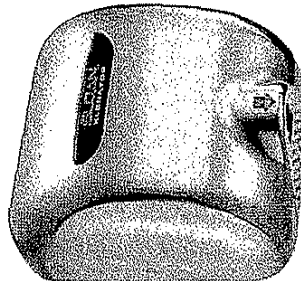
Rapidly renewable bamboo



Recycled copper

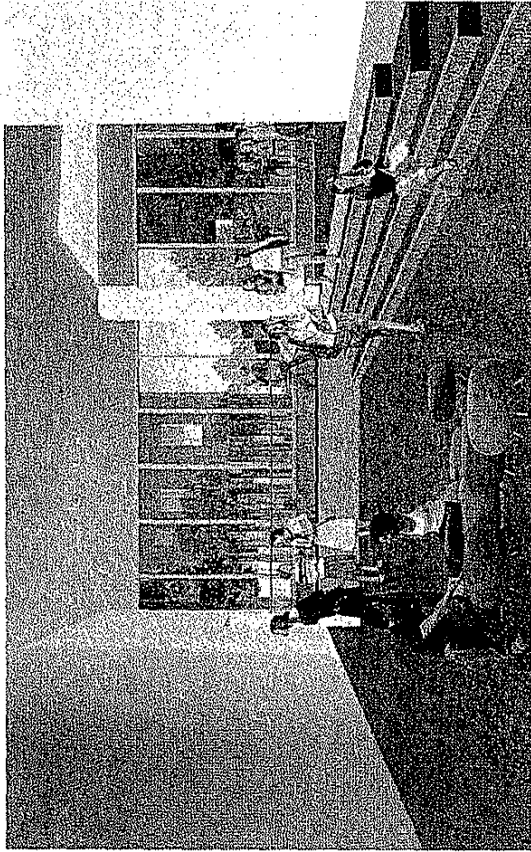


Locally produced brick



Electric hand dryers replace paper towels in restrooms





View of East Building northwest entrance interior

## 28 DOOR ENVIRONMENTAL QUALITY 33

**Increased Ventilation:** The project will exceed ASHRAE 62.1-2004 ventilation requirements by at least 30%.

**Outdoor air delivery monitoring:** Carbon dioxide sensors will be provided within all densely occupied spaces such as classrooms and lecture halls.

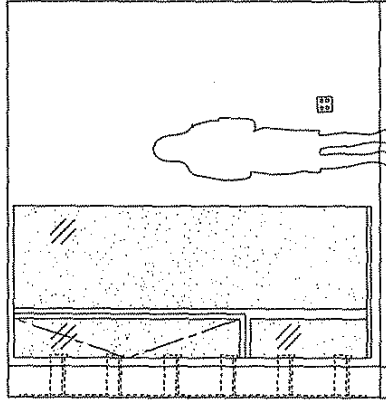
**Indoor Air Quality:** An Indoor Air Quality management plan will ensure health indoor air quality during construction, with requirements for a building flush out or air quality testing prior to occupancy. HVAC equipment serving occupied spaces will be equipped with MERV 13 filtration media.

**Non-toxic Materials:** Low or no VOC (volatile organic compound) emitting adhesives, sealants, paints, and carpets will be used. As mandated by the State of Connecticut, building maintenance must use "green" cleaning products that minimize potential impacts to human health and the environment. Green product criteria include biodegradability, low toxicity, low volatile organic compound (VOC) content, reduced packaging, and low life cycle energy use.

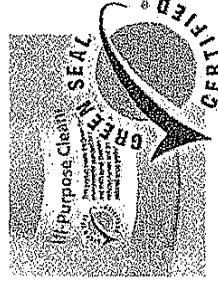
**Daylight and Views:** Over 30% of the exterior facade is glazing, providing ample natural daylighting for over 75% of the spaces, and views for over 90% of the spaces (excluding the 400-seat classroom). Daylighting control is provided through motorized roller shades at classrooms and blinds at offices.

**Acoustical Performance:** Velocity of air distribution system has been lowered to meet and exceed acoustical standards for classrooms.

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Typical offices have full-height windows with operable lites



Only "green" cleaning products will be used by building maintenance

**Thermal Comfort:** All classrooms and teaching spaces will have individual thermal controls. There will be a thermal control for every four offices grouped according to solar exposure. Each office will also have an operable window for natural ventilation when exterior conditions permit. Individual heating at windows will not be provided in offices and classrooms due to the efficient HVAC system and high performance exterior envelope design.

LEERS WEINZAPFEL ASSOCIATES

# LEED SCORECARDS

LEED-NV2.2 Scorecard - Short Form 7 August 2009

LEED-NV2.2 Scorecard - Short Form 7 August 2009

Category	Requirement	Points	Weight	Score
1	1.1	1	1	1
2	2.1	1	1	1
3	3.1	1	1	1
4	4.1	1	1	1
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LEED-NV2.2 Scorecard - Short Form 13 November 2009

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Prepared by Viridian Energy & Environmental, LLC

LEERS WEINZAPFEL ASSOCIATES

# ROEIOEA

Architect: Leers Weinzapfel Associates

Civil Engineer: URS Corporation

Landscape Architect: Stephen Stinson Associates

Structural Engineer: Lim Consultants, Inc.

Mechanical Engineer: BVH Integrated Services with Philip R. Sherman, P.E. (Atrium smoke exhaust calculations)

LEED Consultant: Viridian Energy and Environmental, LLC

Lighting: Lam Partners

Building Enclosure: Simpson Gumpertz & Heger

Geotechnical Engineer: Haley & Aldrich

Acoustics: Cavanaugh Tocchi Associates

Audio/Visual: ACT Associates

Elevators: Lerch Bates

Hardware: Campbell-McCabe

Specifications: Steve McHugh

Access and Code: Bruce Spiewak AIA, Consulting Architect, LLC

Code Review: Schirmer Engineering

Traffic Consultant: BETA Group, Inc.

Cost Estimating: Faithful + Gould

Construction Manager: Skanska

# COORECOEEEOEROEEOAL EA

Architecture & Engineering Services: Alexandria Roe/John Warner (construction phase)

Institute for Teaching & Learning: Keith Barker

Registrar: Jeff von Munkwitz-Smith

College of Liberal Arts & Sciences: Deborah Shelby/Cyrus "Ernie" Zirakzadeh

Facilities Operations: Ken Crowell

Office of Environmental Policy: Richard Miller/Paul Ferri

Commissioning: Strategic Building Solutions, LLC

LEERS WEINZAPFEL ASSOCIATES

## Council takes vote on sewer group again 11/24

By CAITLIN M. DINEEN  
Chronicle Staff Writer

MANSFIELD — During their first official meeting as sworn-in public officials, town council members voted in favor of re-clarifying, again, the role of the town's sewer advisory committee Monday.

The committee consists of town council members, residents and town staffers. It is researching ways to remediate sewer issues at the intersection of routes 44 and 195.

The committee has also discussed the potential of bringing water to the area.

The intersection — which has been plagued with poor sewer and no public water — is currently on the state's Department of Environmental Protection's watch list.

During an October meeting, the committee was re-focused — through a motion to clarify it by former Councilman Helen Koehn — and excluded the research of bringing water to the busy intersection.

Now, with council approval, the committee is free to research water once again.

Although it was recommended the topic be tabled until a December meeting, former Councilman Gene Nesbitt and Councilman Meredith Lindsey urged the council to take action on the committee Monday.

Nesbitt said it was important for the council to act soon and not delay because — since the committee was changed — no progress has been made at the intersection.

As the chairman of the committee, Nesbitt said the committee had not overstepped its boundaries by researching bringing water mains to the once-bustling commercial destination.

"It's only common sense," he said. "It's something we should look at."

Mayor Elizabeth "Betsy" Paterson said the recommendation to table the item was to allow new council members the chance to "catch up" before making a major decision.

Nesbitt disagreed with Paterson and said council members likely understood the situation.

"I give them more credit than you do," he said.

Republican Lindsey said she thought by tabling the item yet another time, the council was halting progress at the intersection.

And, with DEP officials watching over Mansfield, it was important to keep the momentum going, said Lindsey.

"I think it's in the town's best interest to keep moving on this," she said, adding the committee did not meet in October or this month because their role was still unclear.

Other council members agreed with Lindsey.

"I don't think it's controversial to study sewer and water at the same time," said freshmen Democratic Councilman Peter Kochenburger on the issue. "I don't see a reason to delay it."

Council members voted in favor of the motion with councilmen Christopher Paulhus, William Ryan, Denise Keane, Carl Schaeffer, Paterson, Lindsey and Kochenburger voting in favor of the motion and Democrat Antonia Moran abstaining.

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# Deja vu all over again for Paterson and Haddad

By **CAITLIN M. DINEEN**  
Chronicle Staff Writer

**MANSFIELD** — It came as no surprise to council members and members of the audience that Democrat Elizabeth "Betsy" Paterson was elected for her sixth term as Mansfield's mayor.

She was elected for another two-year term as the first order of business for the recently sworn-in town council during the first town council meeting after November elections Monday.

Paterson was nominated for the position by freshmen Democrat William Ryan.

She was pegged against fellow Democrat Gregory Haddad, who was nominated by GOP councilman Denise Keane. Paterson was the clear winner with a 5-3 vote.

The mayor position is determined in a vote by members of the town council and does not reflect the number of votes each candidate received at the polls.

Haddad was the top vote getter this election with 1,547 votes to Paterson's 1,422.

Democrats, including Paterson, Peter Kochenburger, Antonia Moran, Carl Schaeffer and Ryan voted for Paterson while Republicans Christopher Paulhus, Mere-

dith Lindsey and Keane supported Haddad.

Haddad was not present during the meeting and, therefore, did not partake in the vote.

In their second order of business, council members voted to elect a deputy mayor.

This was the first year councilors were able to vote for who they wanted to fill that position. Traditionally, the second-in-command was an appointed position and the two-year seat was originally filled by the mayor.

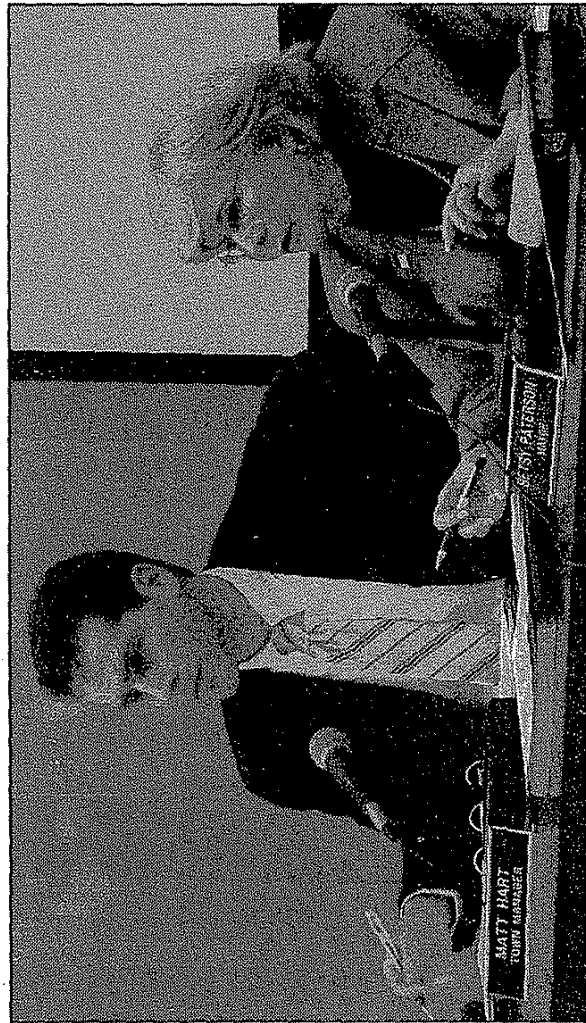
However, residents voted in November 2007 to change the charter to make the position an elected position.

Haddad — who was nominated by Ryan — was against GOP-nominated Republican Christopher Paulhus for the seat.

Voting along party lines, the five Democrats present voted for Haddad while Republicans voted for Paulhus.

Despite Democrats keeping their control on the council with a 6-3 hold on the board and control of the top elected positions, Republicans say they hope the council will operate "smoother."

Paulhus said he hoped meetings during this term will not run as



Marie Brennan

*Seconds after being re-elected mayor of Mansfield, Betsy Paterson, right, gets down to the business and asks if there are any members of the community who would like to speak to the town council. Next to her is Town Manager Matthew Hart, left.*

long as they had been.

Democrats said they supported Paterson because of her years of service to the town.

"I think she's done a great job," said Ryan. "The town has come a long way and she should get some of the credit for that."

Paterson said she was glad to be the town's mayor for another term and was happy to be overseeing the council with Haddad by her side again.

With their victories Monday, the Paterson-Haddad combination are serving their sixth term together to all residents.

PAGE  
BREAK

the Chronicle, Willimantic, Conn., Saturday, November 28, 2009 3

# Demand for help high in Mansfield

By CAITLIN M. DINEEN  
Chronicle Staff Writer

**MANSFIELD** — With many feeling the pinch of the economy this holiday season, local residents are banding together to ensure those in need do not go without.

In a two-prong approach, Mansfield residents behind the "Mansfield Holiday Fund" and officials with the town's Department of Human Services are teaming up to provide for local families.

In its 40th year, the holiday fund — which is coordinated through NewAlliance Bank in Storrs — raises funds that are then be distributed to local residents.

Last year, more than \$13,000 was raised and dispersed among 55 families in Mansfield.

This year, the need is even greater, said Mansfield's Director of Human Services Kev-

in Grunwald.

According to Grunwald, town officials have seen an increase in the number of families and individuals needing food and financial assistance.

Grunwald said the shaky economy is the main driver behind the increase.

"We have people seeking assistance from us for the first time," he said, adding he did not yet have a tally of how many people would benefit from this year's donations.

He said he expects there to be more families who will benefit from this year's collection.

Despite the economic downturn, Grunwald said residents have still been willing to open their wallets and help those in need.

"Even though we're seeing more need, we're seeing more people stepping up," Grunwald said.

To complement the ongoing holiday fund, Grunwald said town officials are looking for individuals to adopt-a-family in town and help provide for them.

He said residents interested in donating to the town should contact his office at (860) 429-3315 as soon as possible.

"We will have groups and individuals adopt families and get gifts for them and (they also receive) money from the fund," he said. "It's a really nice combination."

Donations for the "Mansfield Holiday Fund" should be made payable to the fund. They can be made at any NewAlliance Bank or mailed to NewAlliance Bank, 596 Middle Turnpike, Storrs.

*For more information pertaining to holiday fund donations, call Dianne Doyle at NewAlliance Bank at (860) 487-7026.*

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**Opinion**

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12/7

**Chronicle**Lucy B. Crosbie  
*President*Kevin Crosbie  
*Publisher*Charles C. Ryan  
*Editor*

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**Editorial**

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## We offer these threads, needles

Needles to Mansfield's sign regulations that seemingly do discriminate against a resident's First Amendment rights, as alleged by the American Civil Liberties Union last week. In a letter to Mansfield town officials, the ACLU claimed that the town's sign regulation states signs can only "pertain to the election of candidates" or issues subject to a "specific voting date." If somebody were to display a sign protesting abortion or supporting the troops, they would — technically — be violating Mansfield signage regulations. To its credit, Mansfield doesn't enforce the rule, but it needs to take action and eliminate that language. So far, the town manager has sent the letter to the town's planning and zoning commission. Hopefully, the language will be modified and any First Amendment issues rectified.

PAGE  
BREAK

the Chronicle, Willimantic, Conn., Thursday, December 3, 2009 3

# Funding sought to fight drunken drivers

By CAITLIN M. DINEEN  
Chronicle Staff Writer

**MANSFIELD** — Town council members have unanimously approved a grant application to help pay for police overtime associated with increased drunken driving and other related motor vehicle enforcement.

The grant — which is through the state Department of Transportation — is for a total of \$24,800 in funding for the town's "Fiscal Year 2010 Comprehensive DUI Enforcement Program."

Under the grant, the state would pay 75 percent, \$18,600 of the total, and Mansfield officials would fund the remaining 25 percent or \$6,200.

Town officials said Mansfield's share of the funding would come from the town's general fund budget for patrol services.

The enforcement program, which started Nov. 19, focuses on saturating various roadways — including routes 195, 32 and 275 — between the hours of 7 p.m. and 3 a.m. with police coverage.

"Having the University of Connecticut within the Town of Mansfield has a definite affect on the amount of traffic, amount of traffic

accidents and, especially on weekends, DUI arrests and accidents," reads the grant application. The town's program calls for increased enforcement during major holiday periods including the Christmas/New Year's period, the Memorial Day/Fourth of July and Labor Day holidays.

Each of these periods includes one additional officer being assigned for the sole purpose of enforcing alcohol violations.

According to the grant application, there are one or two units assigned to patrol Mansfield during the evening. Town officials contract with the state police for resident state trooper services.

"Regular patrols are busy responding to calls, leaving little time for DUI enforcement," reads the application.

In addition to the increased troopers patrolling during high traffic volume periods, the grant application also includes funding for four additional officers patrolling during UConn's Spring Weekend.

The troopers would work the Thursday, Friday and Saturday — April 22-24, 2010 — of the party weekend.

Spring Weekend is held every spring ses-

ter before finals. Sanctioned events offered by university officials include mud volleyball, music performances and other non-drinking activities.

However, the unsanctioned, off-campus parties steal the spotlight annually and highlight student drinking at UConn.

The grant application reports most of the manpower used during Spring Weekend, which includes resident troopers, police from other areas of the state and university police, is used for crowd control.

However, when DUI spot checks are conducted, they net successful results leading to unsafe drivers being pulled from the roadway.

"During this 2009 Spring Weekend time period, DUI spot checks and roving patrols accounted for eight DUI arrests," reads the report.

Town officials said it was important to apply for the grant to provide more services to residents. "The grant would support a number of patrols dedicated to discouraging drunk driving and related motor vehicle offenses," reads a memorandum from Town Manager Matthew Hart to councilors. "Which is an important goal for our community."

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# Hart's contract extended to 2012

## No pay raise this year, \$10,000 retirement benefit changed

By CAITLIN M. DINEEN 12/10  
Chronicle Staff Writer

**MANSFIELD** — Town council members unanimously approved changes to the town manager's employment agreement that nets the town more than \$3,000 in savings.

The agreement — which includes a wage freeze, changes the type of automobile Matthew Hart gets and shifts deferred compensation payments — was approved during a Nov. 23 meeting.

While some residents spoke out against the proposed changes to the agreement, councilors were in favor of the changes because they were beneficial to the town.

Under the new agreement, the town will no longer contribute \$10,000 directly toward Hart's deferred compensation balance.

Instead, the money will be added to his annual salary and will be taxed with his regular wages. Hart is currently paid \$117,842 annually. Funds contributed by the town had previously been placed in a deferred compensation plan as part of a retirement benefit for Hart. Such funds normally aren't taxed until they are withdrawn from the pension fund.

Effective July 1 of this year, however, the

state's Municipal Employee Retirement System indicated that it would no longer consider such deferred compensation as pension contributions.

Several residents were against the proposed changes, because they did not agree Hart should be getting an additional \$10,000 annually as a retirement benefit.

"It doesn't matter if the money comes from a cookie jar or taxpayers," said resident and Mansfield's Ethics Board Chairman Mike Sikoski, adding the payment is an increase in Hart's salary.

Other residents opposed to changes said the additional \$10,000 payment goes against the town-wide effort to reduce expenditures and conserve finances.

"I do not believe adding the \$10,000 to Matt (Hart's) salary is keeping with the wage freeze of town employees," said resident Ric Hossack.

While residents said they were concerned with the agreement, Mayor Elizabeth "Betsy" Paterson and Deputy Mayor and Personnel Committee Chairman Gregory Haddad said they supported the agreement.

"From my perspective, the proposed agree-

ment is fair and reasonable to both the town and the town manager," said Paterson in a memorandum to councilors.

In the memorandum Paterson noted the agreement does keep with the town-wide wage freeze because Hart would not receive a three percent pay raise that could have been expected.

"(Hart) has agreed to a freeze in his compensation for the first year of the proposed employment agreement," she said.

The three percent increase would have cost the town an additional \$3,535.26 in wages.

In addition to the previously mentioned changes, the agreement also modified the type of vehicle the town would provide for Hart.

In the original contract, the town had to provide Hart with a vehicle that was no more than three years old.

Under approved changes, there is no age restriction on the automobile Hart receives.

This was modified at the request of town council members.

The new agreement between Hart and the town will go into effect Dec. 1 and will expire Nov. 20, 2012.

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Editor:

I wish to thank the many Mansfield residents of all political affiliations who have been supportive of my efforts on the town council during the past two years. I especially appreciate the support on my behalf during the recent election. 11/18

The new town council has a lot of work ahead of it.

We need to engage our elected representatives in meaningful discussions concerning our individual priorities and issues that should then become part of council deliberations as policies and budgets are formulated.

Please continue to monitor the town council activities and actively participate in the various issues including the Storrs Center, Four Corners, senior services, quality of life issues and the upcoming budget. Citizen participation will make a difference.

Gene Nesbitt  
Mansfield

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11/23

## Mansfield council to choose leaders

By **CAITLIN M. DINEEN**  
Chronicle Staff Writer

**MANSFIELD** — In their second meeting since being sworn in to office earlier this month, town council members tonight will vote on the town's new mayor and deputy mayor.

Unlike many towns, where the town's top elected official is voted on by residents, Mansfield council members choose their leaders.

Locally, Mansfield residents choose the nine residents who serve on the town council. Then, councilmen vote for who they want to fill the top positions.

With six Democrats and three Republicans comprising the board, Democrats have a clear shot at the council's leadership.

This is the first year the deputy mayor position will be selected through an election process.

Previously, the deputy mayor was appointed by the mayor.

However, due to a change in the town's charter that residents approved in November 2007, the position will now be filled by a council vote.

If Democrat Gregory Haddad is elected for another term as deputy mayor, he would be serving his sixth consecutive term.

Haddad could not be reached for

comment this morning.

Council members said their leader choice does not have anything to do with who was the top vote getter during elections.

Their decision is based on who they think would be the best leader.

If nominated — and elected — for another term, Democrat Elizabeth "Betsy" Paterson would be serving her sixth consecutive term as the town's top official.

Paterson said this morning she would accept a sixth term if she were elected, but she was not 100 percent certain she would be nominated.

"I expect to be nominated," she said.

Although she expects the nomination, Paterson said nothing was certain until council members are in their seats tonight.

She said she also expects Haddad to be nominated for one of the positions this evening.

The town's mayor is responsible for overseeing town council meetings and is meant to be the town's representative for a variety of committees, as well as representing the town at civic events.

The deputy mayor is the second-in-command and oversees the council's activities in case of the

mayor's absence.

While Paterson expects Democrats to be nominated for both positions, local Republicans said they plan to nominate one of their own tonight as well.

Republican Councilman Meredith Lindsey said the local GOP plans to nominate veteran council member Christopher Paulhus.

Paulhus won his fourth term on the council after a recount was conducted by town officials earlier this month.

The recount secured his victory by two votes, narrowly edging out Republican incumbent Gene Nesbitt.

Lindsey said this morning Republicans would love to hold a major office, but was unsure how their nomination would be received.

"We'd love to have a position — maybe deputy mayor — for the sake of bipartisanship," she said. "That being said, we are definitely the minority party."

She said Paulhus would be the GOP nomination because of his years of experience serving on the council.

While he could not be reached for comment this morning, reportedly Paulhus said he would accept any nomination he receives.

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11/18

## Mansfield firefighters agree to contract

By CAITLIN M. DINEEN  
Chronicle Staff Writer

MANSFIELD — Members of the IAF, Local 4120 — the town's firefighters union — have come to an agreement to extend their current contract one year.

The extension results in nearly \$10,000 of savings for the town. It will go to the town's general fund.

According to Town Manager Matthew Hart, members of the bargaining unit represent 19.2 percent of salary costs in Mansfield.

Hart told town council members in a memorandum that the terms of the contract will remain the same for one more year, but the employees have also made concessions in the difficult economic time.

The members of the bargaining union are only a portion of the firefighters in town. Mansfield's Fire Department is a combination of career, paid, firefighters and volunteers.

Mansfield Fire Chief David Dagon said union members negotiated with town officials to reflect contract changes made by other town unions.

"We tried to match the concessions other unions were giving," he said this morning, adding the concessions were made to match the benefits fire officials receive in town.

The extension — which is until June 30, 2010 — includes no wage increase, no "longevity payments" and union members giving back one day of holiday pay to the town.

Wages for members of the union — which range from 20 to 24 full-time and part-time members at any given time — totaled a little less than \$1.12 million during fiscal year 2008-09.

Salary increases of 1, 2 or 3 percent would have cost the town between \$11,200 and \$33,599 in additional costs.

However, the holiday pay concessions and the cutting of longevity payments combine for \$9,873 in savings to the town.

Dagon said longevity payments are a one-time bonus union members earn annually after more than six years of service.

He said after six years, members earn the payment — which could be up to \$100 — based on the number of years of service.

Givebacks and concessions were done to help Mansfield offset a loss in incoming state revenue and funding.

While town council members voted unanimously in favor of the contract extension, the contract includes specific situations where it may be re-opened for future negotiations. According to Hart, if state revenues come in "significantly less" than the proposed budget, town officials and union members will meet to discuss cost-saving ideas.

PAGE  
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# Mansfield re-appoints current town attorneys

By CAITLIN M. DINEEN 12/1  
Chronicle Staff Writer

**MANSFIELD** — Town council members appointed Willimantic-based attorneys Dennis O'Brien and Susan Johnson as the town's attorneys for two years.

O'Brien has been Mansfield's attorney since 2000. Johnson, O'Brien's wife, is also a state representative.

The agreement will cost the town a total of \$75,000 with a payment of \$35,000 the first year and \$40,000 the second year.

In Mansfield, the town attorney is appointed every two years when a new town council is elected.

The new agreement — which was approved by a 5-3 vote Nov. 23 during the new council's first full meeting — will begin Thursday and end Dec. 8, 2011.

Although the agreement was approved by councilors, the decision was made along party lines after Republicans disagreed with the need to make the decision without additional information.

Democrats Elizabeth "Betsy" Paterson,

Antonia Moran, Peter Kochenburger, Carl Schaeffer and William Ryan approved the contract.

Republicans Meredith Lindsey, Christopher Paulhus and Denise Keane voted against it.

Lindsey said without documentation in front of her regarding O'Brien's past billing practices, she did not want to vote on the appointment Monday.

Specifically, Lindsey was referring to the \$36,700 annual billing average town officials told councilors about, but did not back-up with documentation.

According to town officials, O'Brien charges the council \$120 an hour for legal services and is available 24 hours a day.

"We've had no written agreement with the attorney for nine years," she said, adding she would prefer to make the agreement for one year — evaluate O'Brien's performance — and then extend it if the council so desired.

However, Paterson said it was tradition to appoint an attorney for two years to ensure legal representation during the length of the council's term.

In addition to Lindsey's concern regarding paperwork, Keane did not understand why the council and town officials had not sought other attorneys for the post.

"How many (attorneys) did we look at?" asked Keane. "Was there a reason to not look for other candidates as well?"

Paterson explained the council had been satisfied with O'Brien's performance in the past and there was no reason to seek other candidates.

Paulhus suggested sending out a request for proposals from other area attorneys may be something the council considers in the future. "Future councils may want to put it out to bid," he said.

After the meeting, Keane, Paulhus and Lindsey said they did not vote against the proposed agreement due to O'Brien's performance.

They said their opposition was based on the lack of information brought forth to the council.

"It's not that I'm against O'Brien," said Keane. "I just don't know if I'm for him."

PAGE  
BREAK

Wednesday, November 18, 2009 3

## School project is more costly

By CAITLIN M. DINEEN  
Chronicle Staff Writer

MANSFIELD — Voters and the town council may have approved a \$3.8 million price tag for the ongoing fuel conversion project at Mansfield Middle School.

But town officials have learned in recent weeks the price tag has increased to \$4.6 million.

According to Mansfield's Finance Director Cherie Trahan, town officials have officially submitted paperwork to the state for reimbursement of the state's share of the increase.

She said, so far, \$3 million has been submitted and she hoped to receive the town's first payment in December.

Residents approved the project in 2006 with the understanding the state Department of Education would pay for approximately 73 percent of the project.

Although the total cost increased \$800,000, the local share town officials approved was an additional \$476,000 in town funding.

Because some of the materials being purchased as part of the increase are not reimbursable, the town must fund a greater percentage of the increase, Trahan said.

She said the state will pay the labor costs associated with the project, but will only pay for certain materials used during construction.

For instance, new ceiling tiles and lights — which are more cost-effective to install — are not reimbursed by the state because state officials prefer existing materials to be reused.

The town's portion of the increase comes from two budgets.

The board of education funded \$100,000 of the increase from its operating budget and the other \$376,000 will come from the MMS Heat Conversion Project line item in the town's capital non-recurring fund.

The increase was approved during an October town council meeting. Now, with the approved increased budget, Mansfield will fund \$1.5 million of the project and the remaining \$3.1 million is expected to come from grants from the DOE.

Town officials said they needed to increase the local share because Mansfield was approved for an increase in state funding associated with the project's cost hike.

"Under the school construction grant program, it is important to note that without the required amount of authorized local funding, no reimbursements from the state for expenditures to date will be made," said Town Manager Matthew Hart in a memorandum to town council members.

Town officials said Mansfield has not yet received any project reimbursements from the state.

Previous Councilman Bruce Clouette said the sooner council members approve the new budget, the sooner state funding would come into Mansfield.

If the budget increase and local share were not approved, the reimbursement from the state could have been in jeopardy.

According to Hart, the project costs increased because the project was broken down into two phases of construction for the alternative-heating source.

The project is costing more than budgeted because the conversion was originally supposed to be from electric heat to oil heat.

Increased costs are associated with the change of bringing in natural gas heat and increased costs for construction.

Town officials contracted with Manchester-based Nutmeg Mechanical Services Inc. for the project earlier this year after sending the project out to bid for a second time. Trahan said Nutmeg's bid was the lowest bid submitted and was \$3,685,481. The first bids were rejected by the town because they "considerably exceeded" the town's projected budget.

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# State ACLU: Mansfield sign rules are illegal

By CAITLIN M. DINEEN  
Chronicle Staff Writer

12/1

MANSFIELD — The state's chapter of the American Civil Liberties Union sent a letter to Mansfield officials Monday saying the town's existing signage regulations are unconstitutional.

Currently, the town has a policy that only allows residents to post political signs within 30 days of an election and requires them to be removed within five days of the end of an election.

ACLU officials said the regulations discriminate on the "basis of subject matter."

The signs can only be posted if they "pertain to the election of candidates to a public office (or) to the passage or defeat of a measure for which a specific voting date has been established," according to Mansfield regulations.

That means residents can support "Sally Jones" with signage as she runs for town council, but cannot have a sign that reads "abortion is murder."

This policy — which is not enforced, but considered "voluntary" — hinders a resident's First Amendment rights, ACLU officials said Monday.

"The constitutionally protected freedom to express one's political viewpoint cannot be limited to advocacy for or against a candidate for political office," said ACLU-CT's Executive Director Andrew Schneider.

"It is also an illogical and unnecessary restriction to permit Mansfield residents to speak about a political issue 30 days before an election but not 31 days beforehand," he said.

According to ACLU officials, local members of the organization have previously asked town officials to address and fix the regulations, but their efforts were "rebuffed."

A press release from Schneider and ACLU member Patrick Doyle stated members of the town's planning and zoning commission decided to keep the regulations in place even though they would not be actively enforced.

"A few years ago after a lengthy process, which included waiting months for a chance to speak at a public hearing, the PZC reinforced its intention to leave the regulations on the books without enforcing (them)," reads the release.

Town Manager Matthew Hart said this morning the letter ~~had been~~ forwarded to the town

(ACLU, Page 4)

# ACLU: Mansfield's sign rules are illegal

(Continued from Page 1)

attorney and will go before the PZC again in the future.

Hart referred all other questions to Mansfield's Director of Planning Gregory Padick. Padick could not be reached for comment this morning.

For ACLU officials, the main issue is that the policy is still part of the town's rules and regulations, even though it is not actively enforced.

David McGuire, staff attorney with ACLU-CT, said this morning the mere existence of the regulation is a deterrent for residents.

He said by keeping the policy in

print, it can be confusing for current and new residents to determine whether they can post signs in their yard.

"(New residents) assume if it's on the books it's being enforced," said McGuire. "It may sound silly, but it's actually true."

According to McGuire, ACLU officials are hopeful the matter will be resolved without litigation. However, he said union officials were prepared to go to court if it become necessary.

He said the "demand" letter would not have been sent if the ACLU was not "prepared" to go to court.

the Chronicle, Willimantic, Conn., Monday, November 30, 2009. 3

# State cuts force Mansfield to pinch pennies

By CAITLIN M. DINEEN  
Chronicle Staff Writer

**MANSFIELD** — Town officials are still figuring out how to address a recent cut in state funding that has resulted in a loss of approximately \$270,847 to Mansfield.

Town Manager Matthew Hart told town council members of the cut — which had recently been only estimated figures — during a recent town council meeting.

Mansfield Finance Director Cherie Trahan said town officials only learned of the cut in funding Nov. 18.

According to Hart, the town's funding has been reduced by 58 percent from \$466,221 to \$195,374.

"The revised fiscal year 2009-2010 Pequot-Mohegan grant can be attributed, in part, to a decrease in gaming revenues," said Hart to councilors in a memorandum.

Currently, town staff are "working on" a recommendation for the town council to address the loss in funding, said Hart.

Before going to council, the recommenda-

tion will go to the council's finance sub-committee for review once it is completed.

Trahan said the decrease in funding is putting town officials in a "tight spot" because the anticipated revenue of \$466,221 was budgeted for during the recent budget session.

She said that funding was typically used to fund capital projects in town, but — now that funding has been cut — the future of those projects remain unclear.

"We're going to have to revisit the approved capital projects," she said this morning. "We'll definitely cut some capital projects."

Capital projects in town include the council's media project — which would cost \$25,000 — to purchase equipment to broadcast council sessions live, road renovation projects and several, one-time equipment purchases.

If projects are not cut entirely, Trahan said some would need to be delayed until the town has the necessary funding.

In addition to cuts in funding this year, Trahan said there has been talk at the state-level to reduce Payment in Lieu of Taxes

(PILOT) funding to towns by 10 percent.

PILOT funds are state payments to towns that have state-owned property that cannot be taxed.

Mansfield has several parcels of state-owned property including the University of Connecticut and the Bergin Correctional Institution located on Route 44.

Trahan said the current reduction in funding — combined with the potential reduction in PILOT funds — will mean town officials will need to work harder to complete a budget next year.

She said the two cuts could result in a \$1 million loss of revenue to the town.

"That's huge," she said, adding the cuts — which are also occurring in other towns — are "painful" for all municipalities.

However, Trahan said town officials are still waiting for confirmed figures from the state before they can initiate plans to address the loss.

"We're hoping (Gov. M. Jodi Rell) will re-think this a little bit," she said.

Item #31

PAGE  
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[courant.com/community/mansfield/hc-mansfield-ct-aclusigns1201.artde](http://courant.com/community/mansfield/hc-mansfield-ct-aclusigns1201.artde)

## Courant.com

MANSFIELD

### ACLU Says Mansfield Lawn Sign Rules Are Unconstitutional

By JESSE LEAVENWORTH And PETER MARTEKA

The Hartford Courant

December 1, 2009

MANSFIELD —

Town regulations on lawn signs illegally restrict free speech rights, the Connecticut chapter of the American Civil Liberties Union contends.

Local zoning rules limit the period during which citizens may post signs — no earlier than 30 days before and no later than five days after an election — and restrict content to messages about candidates and ballot measures. Both limitations violate free speech protections, ACLU officials said Monday.

"The constitutionally protected freedom to express one's political viewpoint cannot be limited to advocacy for or against a candidate for political office," said Andrew Schneider, executive director of the ACLU-CT. "It is also an illogical and unnecessary restriction to permit Mansfield residents to speak about a political issue 30 days before an election, but not 31 days beforehand."

The ACLU detailed its objections to the rules in a letter to Mayor Elizabeth Paterson dated Monday. Mansfield Director of Planning Gregory Padick was busy sending out copies of the letter to members of the planning and zoning commission.

Padick said that the town received a similar letter a few years ago, but officials determined that the towns' regulations were appropriate. Nevertheless, Padick said the commission would review the regulations once again.

"We haven't had any issues when it comes to signs," he said. "There were no complaints during the last election, and the only issues were signs in state rights-of-way, or litter after the election. This is something that has been on the books since the 1970s and something both the primary parties have found workable..."

The state ACLU convinced Norfolk officials last year to change zoning rules that set a 30-day time limit for posting political signs, according to an October 2008 ACLU press release.



David McGuire, a staff attorney for the organization, said he does not expect to file a formal lawsuit against the town of Mansfield. McGuire said he hopes town officials are swayed by the letter that he and fellow attorney and First Amendment expert Martin Margulies wrote to Paterson.

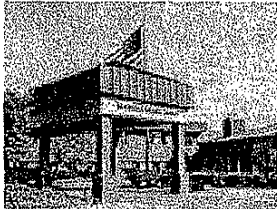
The Mansfield regulations, the attorneys wrote, cannot survive scrutiny because they do not square with U.S. citizens' rights. The rules, for example, do not allow "signs that call for the impeachment of an office-holder. They do not allow signs that say, 'God is Love,' 'Abortion is Murder,' or 'Have a Nice Day,'" McGuire and Margulies wrote.

The U.S. Supreme Court, the lawyers wrote, has found that residential signs not only are protected by the First Amendment, but also are "inextricably intertwined with the cherished right to 'individual liberty in the home.'"

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## Costs rising for MMS fuel conversion project

by: Caitlin M. Dineen | Staff Writer Saturday, November 21st, 2009



Mansfield Middle  
School

Voters and the town council may have approved a \$3.8 million price tag for the ongoing fuel conversion project at Mansfield Middle School.

But town officials have learned in recent weeks the price tag has increased to \$4.6 million.

According to Mansfield's Finance Director Cherie Trahan, town officials have officially submitted paperwork to the state for reimbursement of the state's share of the increase.

She said, so far, \$3 million has been submitted and she hoped to receive the town's first payment in December.

Residents approved the project in 2006 with the understanding the state Department of Education would pay for approximately 73 percent of the project.

Although the total cost increased \$800,000, the local share town officials approved was an additional \$476,000 in town funding.

Some of the materials being purchased that account for part of the increase are not reimbursable, so the town must fund a greater percentage of the increase, Trahan said.

She said the state will pay the labor costs associated with the project, but will only pay for certain materials used during construction.

For instance, new ceiling tiles and lights - which are more cost-effective to install - are not reimbursed by the state because state officials prefer existing materials to be reused.

The town's portion of that increase will come from two different budgets. The board of education funded \$100,000 of the increase from its operating budget and the other \$376,000 will come from the MMS Heat Conversion Project line item in the town's capital nonrecurring fund.

The increase was approved during an October town council meeting.

Now, with the approved increased budget, Mansfield will fund \$1.5 million of the project and the

Costs rising for MMS fuel conversion project :: Mansfield Today

remaining \$3.1 million is expected to come from grants from the DOE.

Town officials said they needed to increase the local share because Mansfield was approved for an increase in state funding associated with the project's cost hike.

"Under the school construction grant program, it is important to note that without the required amount of authorized local funding, no reimbursements from the state for expenditures to date will be made," said Town Manager Matthew Hart in a memorandum to town council members.

Town officials said Mansfield has not yet received any project reimbursements from the state.

Previous Councilman Bruce Clouette said the sooner council members approve the new budget, the sooner state funding would come into Mansfield.

If the budget increase and local share were not approved, the reimbursement from the state could have been in jeopardy.

According to Hart, the project costs increased because the project was broken down into two phases of construction for the alternative-heating source.

The project is costing more than budgeted because the conversion was originally supposed to be from electric heat to oil heat.

Increased costs are associated with the change of bringing in natural gas heat and increased costs for construction.

Town officials contracted with Manchester-based Nutmeg Mechanical Services, Inc. for the project earlier this year after sending the project out to bid for a second time.

Trahan said Nutmeg's bid was the lowest bid submitted and was \$3,685,481.

The first group of bids was rejected by the town because they "considerably exceeded" the town's projected budget.



## Grant would help DUI enforcement, Spring Weekend patrols

by: Caitlin M. Dineen | Staff Writer Thursday, December 3rd, 2009



The town will apply for a grant to help pay for police overtime associated with increased enforcement against drunken driving and other related motor vehicle violations.

Town Manager Matt Hart, in a memo to the Town Council, notes that this grant will "support a number of patrols dedicated to discouraging drunk driving and related motor vehicle offenses, which is an important goal for our community."

The state Department of Transportation grant, for a total of \$24,800, will be used for the town's "Fiscal Year 2010 Comprehensive DUI Enforcement Program."

The state would pay 75 percent or \$18,600 of the total and Mansfield would fund 25 percent or \$6,200. Mansfield's share would come from the general fund budget for patrol services.

The enforcement program began Nov. 19 and focuses on saturating various roadways - including routes 195, 32 and 275 - between the hours of 7 p.m. and 3 a.m. with police coverage.

"Having the University of Connecticut within the town of Mansfield has a definite effect on the amount of traffic, amount of traffic accidents and especially on weekends, DUI arrests and accidents," reads the grant application.

The town's program calls for increased enforcement during major holiday periods including Christmas/New Year, Memorial Day, Fourth of July and Labor Day, when one additional officer is assigned for the sole purpose of enforcing alcohol violations.

According to the grant application, there are one or two units assigned to patrol Mansfield during the evening. The town contracts with the state police for resident state trooper services.

"Regular patrols are busy responding to calls, leaving little time for DUI enforcement," the application states.

## Grant would help DUI enforcement, Spring Weekend patrols :: Mansfield Today

In addition to the increasing troopers patrolling during periods of high traffic volume, the grant application also includes funding for four additional officers patrolling during UConn's Spring Weekend. The troopers would work the Thursday, Friday and Saturday - April 22-24, 2010 - of the party weekend.

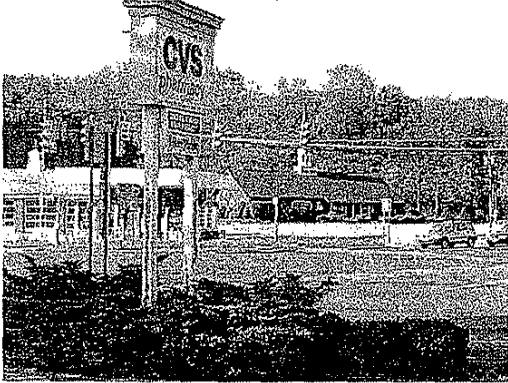
Spring Weekend is held every spring semester before finals. Sanctioned events offered by university officials include mud volleyball, music performances and other non-drinking activities. However, the unsanctioned, off-campus parties steal the spotlight annually largely because of the amount of drinking that takes place.

The grant application reports most of the manpower used during Spring Weekend, which includes resident troopers, police from other areas of the state and university police, is for crowd control.

However, when DUI spot checks are conducted, they net successful results in terms of getting unsafe drivers off the roads. "During this 2009 Spring Weekend time period, DUI spot checks and roving patrols accounted for eight DUI arrests," reads the report.

## Group looking at Four Corners development OK'd to study water needs

by: Caitlin M. Dineen | Staff Writer Tuesday, November 24th, 2009



The Four Corners committee is studying the feasibility of bringing sewer and water lines into the Four Corners area at the intersection of Routes 44 and 195 in order to spur commercial development. File photo © 2009 by Brenda Sullivan.

The Town Council Monday gave the committee studying extending sewer lines into the Four Corners area a thumbs up to also study water needs. The area currently gets its water from wells.

The Four Corners committee consists of town council members, residents and town staff. It is researching ways to remediate sewer issues at the intersection of Routes 44 and 195, otherwise known as the village of Four Corners.

Four Corners is currently on the state Department of Environmental Protection's watch list.

The committee has also examined the possibility of bringing water to the area via lines from UConn, but was initially criticized by members of the previous council for overstepping its original charge.

In October, the former council voted on a motion to clarify the group's charge, raised by former council member Helen Koehn, and the water issue was excluded.

Following a motion to table the question until December - in order to allow new council members to catch up on the issue - former Councilman Gene Nesbitt, who chaired the Four Corners Committee and Council member Meredith Lindsey urged the council to take action so the committee could get back to work.

Nesbitt said the Four Corners committee had not overstepped its bounds by researching water resources. "It's only common sense," he said.

"I don't think it's controversial to study sewer and water at the same time," said newly-elected Democratic Councilman Peter Kochenburger. "I don't see a reason to delay it."

Group looking at Four Corners development OK'd to study water needs :: Mansfield Today

Now, with the new Town Council's approval, the committee can continue to research this resource.

Christopher Paulhus, William Ryan, Denise Keane, Carl Schaeffer, Paterson, Lindsey and Kochenburger voted in favor of the motion and Democrat Antonia Moran abstained.

## Mansfield firefighters agree to contract concessions

by: Caitlin M. Dineen | Staff Writer Friday, November 20th, 2009



Mansfield Fire Chief David Dagon.  
File photo © by Brenda Sullivan.

Members of the IAFF, Local 4120 - the town's firefighters union - have come to an agreement to extend their current contract one year.

The extension results in nearly \$10,000 in savings for the town, which will go to the town's general fund.

According to Town Manager Matt Hart, members of the bargaining unit represent 19.2 percent of salary costs in Mansfield.

Hart told town council members in a memorandum that the terms of the contract will remain the same for one more year, but the employees have also made other concessions in recognition of the difficult economic times.

The members of the bargaining union are only a portion of the firefighters in town. Mansfield's Fire Department is a combination of career, paid firefighters and volunteers.

### *Other concessions*

Mansfield Fire Chief David Dagon said union members negotiated with town officials to reflect contract changes made by other town unions.

"We tried to match the concessions other unions were giving," he said Wednesday and added that the concessions were made to match the benefits fire officials receive in town.

The extension - which is until June 30, 2010 - includes no wage increase, no "longevity payments" and union members giving back one day of holiday pay to the town.

Wages for members of the union - which range from 20 to 24 full-time and part-time members at any given time - totaled a little less than \$1.12 million during fiscal year 2008-09.

Mansfield firefighters agree to contract concessions :: Mansfield Today

Salary increases of 1, 2 or 3 percent would have cost the town between \$11,200 and \$33,599 in additional costs.

However, the holiday pay concessions and eliminating longevity payments combine for \$9,873 in savings to the town.

Dagon said longevity payments are a one-time bonus union members earn annually after more than six years of service.

After six years, members earn the payment - which could be up to \$100 - based on the number of years of service, he said.

Givebacks and concessions were done to help Mansfield offset a loss in incoming state revenue and funding.

"The union and the town both shared a common value during these negotiations," said Hart. "To protect the integrity of the workforce and the services provided to the citizens of Mansfield."

### ***Contract can be renegotiated***

While town council members voted unanimously in favor of the contract extension, the contract includes specific situations where it may be re-opened for future negotiations.

According to Hart, if state revenues come in "significantly less" than the proposed budget, town officials and union members will meet to discuss additional cost-saving ideas and "areas that could be targeted for possible reductions."

Also, if incoming revenues are *more* than budgeted for - by at least \$500,000 - the contract can be re-opened for further discussion.

If this is the case, and revenues come in higher than anticipated, union officials may discuss the potential for mid-year wage increases.

## Paterson chosen for 6th term as Mayor of Mansfield

by: Caitlin M. Dineen | Staff Writer Tuesday, November 24th, 2009



Town Manager Matt Hart and Betsy Paterson who was elected Nov. 13 by fellow council members to serve a 6th two-year term. Photo by Marie Brennan.

Democrat Elizabeth "Betsy" Paterson has been elected for her sixth two-year term as Mayor of Mansfield.

The recently sworn-in Town Council took up the vote as the first order of business at the council meeting after November elections, on Monday.

Paterson was nominated for the position by Democrat William Ryan. She was pegged against fellow Democrat Gregory Haddad, who was nominated by GOP councilman Denise Keane. Paterson was the clear winner with a 5-3 vote.

The mayor position is determined in a vote by members of the town council and does not reflect the number of votes candidates received at the polls.

Haddad was the top vote getter this election with 1,547 votes to Paterson's 1,422.

Democrats - including Paterson, Peter Kochenburger, Antonia Moran, Carl Schaeffer and Ryan - voted for Paterson, while Republicans Christopher Paulhus, Meredith Lindsey and Keane supported Haddad.

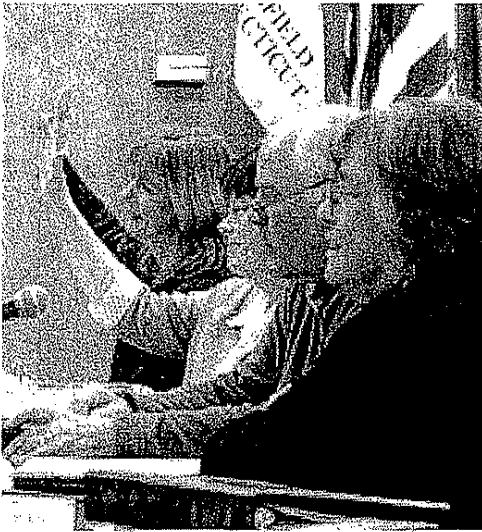
Haddad was not present during the meeting and, therefore, did not take part in the vote.

In their second order of business, council members voted to elect a Deputy Mayor.

This was the first year councilors were able to vote for who they wanted to fill that position. Until now, the second-in-command was an appointed by the mayor for the two-year seat. However, voters in November 2007 changed the charter to make it an elected position.

Haddad - who was nominated by Ryan - was against GOP-nominated Republican Christopher Paulhus for the seat.

Voting along party lines, the five democrats present voted for Haddad while Republicans voted for Paulhus.



The vote for Deputy Mayor - the first since electors changed the town charter in November - was along party lines, with Democrats in the majority. Gregory Haddad was elected. From back to front: Denise Keane (R); Meredith Lindsey (R), Bill Ryan (D) and Antonia Moran (D). Photo by Marie Brennan.

Democrats now retain control over the council, with a 6 to 3 hold on the board as well as control of the two top elected positions, but Republicans said they hope the council will operate "smoother."

Paulhus said he hopes meetings during this term will not run as long as they had been.

Democrats said they support Paterson because of her years of service to the town. "I think she's done a great job," said Ryan. "The town has come a long way and she should get some of the credit for that."

Paterson said she is glad to be the town's mayor for another term and is happy to be overseeing the council with Haddad by her side, again.

With their victories Monday, the Paterson-Haddad combination is serving a sixth term together.

"(Haddad) has a lot of strengths I don't have," Paterson said, and add the combination of their strengths makes a great leadership team.

Paterson said it is important as mayor to keep the best interests of the town in mind and to listen to all residents, no matter what their party affiliation.

*Posted Nov. 24, 2009*



## Town Manager's contract includes one-year salary freeze

by: Caitlin M. Dineen | Staff Writer Thursday, December 3rd, 2009



Mansfield Town Manager Matt Hart.  
File photo by Brenda Sullivan.

Town Manager Matthew Hart's newly approved contract includes a one-year wage freeze, gives the town more flexibility in the type of automobile for his use and changes the way the town contributes to his pension fund.

The new contract takes effect Dec. 1 and expires Nov. 20, 2012.

Under the new agreement, the town will no longer contribute \$ 10,000 directly toward Hart's deferred compensation (retirement) balance. Instead, the money will be added to his annual salary and will be taxed with his regular wages. Hart is currently paid \$117,842 annually.

The town previously contributed funds to a deferred compensation plan as part of a retirement benefit for Hart. Such funds normally aren't taxed until they are withdrawn from the pension fund.

Effective July 1 of this year, however, the state's Municipal Employee Retirement System no longer considers such deferred compensation as pension contributions.

Mayor Elizabeth "Betsy" Paterson and Deputy Mayor and Personnel Committee Chairman Gregory Haddad spoke in favor of the agreement at the Nov. 23 Town Council meeting.

"From my perspective, the proposed agreement is fair and reasonable to both the town and the town manager," said Paterson in a memorandum to councilors.

And the agreement is in keeping with the town-wide wage freeze because Hart will not receive a three percent pay raise that could have been expected. "(Hart) has agreed to a freeze in his compensation for the first year of the proposed employment agreement," she said.

The three percent increase would have cost the town an additional \$3,535.26 in wages.

The agreement also modifies the type of vehicle the town provides for Hart's use.

Town Manager's contract includes one-year salary freeze :: Mansfield Today

In the current contract, the town has to provide Hart with a vehicle that is no more than three years old. In the new contract, there are no restrictions.

There were some public comments from those who said Hart should not get an additional \$10,000 annually as a retirement benefit.

"It doesn't matter if the money comes from a cookie jar or taxpayers," said Mansfield's Ethics Board Chairman Mike Sikoski, who views the dollars as a salary increase.

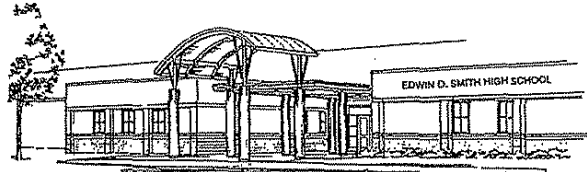
Resident Ric Hossack also objected. "I do not believe adding the \$10,000 to Matt (Hart's) salary is keeping with the wage freeze of town employees," he said.

The contract was approved at the Town Council's Nov. 23 meeting.

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**REGIONAL SCHOOL DISTRICT #19**  
**Office of the Superintendent**  
1235 Storrs Road  
Storrs, Connecticut 06268  
860-487-1862 [bsilva@eosmith.org](mailto:bsilva@eosmith.org)

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TO: Mathew Hart, Mansfield Town Manager  
FROM: Bruce W. Silva, Superintendent *BW*  
SUBJECT: Contract Settlement – Reg. School District#19 Administrators Association  
DATE: December 10, 2009

Pursuant to your request, please find additional information regarding the recent settlement with the Regional School District #19 Administrators Association.

This fall, the Regional School District #19 Board of Education agreed to offer the same salary and benefit contract settlement to the District's Administrators as was reached with the E.O. Smith High School Teacher's Association. The Administrator's contract covers a total of 5 employees and is a three year agreement beginning on July 1, 2010. The following summarizes the key provisions and considerations:

Salary:

Year 1 (2010-2011)	2.1% salary increase, totaling \$12,559 for the group
Year 2 (2011-2012)	2.5 % salary increase, totaling \$15,265 for the group
Year 3 (2012-2013)	2.5% salary increase, totaling \$15,647 for the group

Benefits:

Significant changes were negotiated to the District health insurance plan that will yield the savings described below. The employee co-pays were increased for office visits from \$5 to \$20. Emergency room visits co-pays increased from \$25 to \$50 with a new in-patient surgical/hospital co-pay of \$100 and urgent care co-pay of \$25. Prescription drug co-pays increased from \$7, \$15 & \$25 to \$10, \$20 and \$30. Premium cost sharing will increase 1% per year to 16%, 17% and 18%.

The insurance savings for the administrative group was calculated by Milliman Consultant, Stephen May, to be \$4,000 for the first year of the contract and \$1,400 for each of the 2<sup>nd</sup> and 3<sup>rd</sup> years of the agreement.

Recent settlements:

The Connecticut Association of Boards of Education reported the following administrative settlement information on November 16, 2009.

Settlement Averages – general wage increases/cost of living adjustments, without step increment:

2010-2011	1.33%	(10 districts)
2011-2012	2.29%	(6 districts)
2012-2013	2.63%	(5 districts)

The 3 Year Average for Reporting Districts: 2.1%

The 3 Year Average for RSD#19 Administrator Settlement: 2.4%

Considerations:

The Regional School District #19 Board of Education reviewed settlement data for the 2009-10 School Year as part of its negotiation preparation. The settlements averaged a 3.11% cost of living adjustment (without step). Those settlements were relatively high considering they were negotiated during the tumultuous financial period of the fall/winter 2008-09 when the financial crisis was well known. This settlement information served as a backdrop to the start of negotiations with our District Administrators this past fall.

A brief analysis of the contract cost over the 3 year agreement, when considering the average 3 year settlements from across the state (2.1%) compared to the Region's administrative settlement (2.4%) reflects a dollar difference of only \$4,313. This figure does not include any offset for the projected insurance savings for the same period that has been projected to total \$6,800.

The small difference in dollars between the 3 year state settlement data and the Region's administrative contract settlement is also mitigated by the Board's decision to reach a settlement without the use of a protracted negotiation involving the district's attorney, resulting in a significant savings in legal fees (at least \$5,000 to \$7,000).

The Board has been successful in achieving a long term goal of moving all district employees to the same insurance plans with the same co-pays. Only 12 employees of the total 162 are not included in the new insurance plans. Contract negotiations with the remaining group of employees (Local 1303-234 of Council 4 AFSCME) will commence in January 2010 and the District hopes to achieve similar results.

I hope this information is helpful. Please don't hesitate to call me if you have any additional questions.

BWS/